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N.B.—THIS INDEX SHOULD NOT BE SENT FOR BINDING

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HOW TO USE THIS INDEX

This Index, used with the Red Indexes for 1951–60, 1961–70, 1971–80 and 1981–89, will enable you to find any reported case determined since 1951 according to its title or subject matter. The appropriate headings and sub-headings of subject matter under which to look will be found in the Red Indexes. To find a recent case you have then only to look under the same heading and sub-headings in this Index and if necessary in subsequent parts of W.L.R.

Further, this Index contains also, *after* the index of Subject Matter, similar cumulative indexes of Cases, Statutes, Statutory Instruments and Overseas and European Community Enactments Judicially Considered which will likewise be brought up to date weekly in W.L.R.

Thus if in any report in [1990] W.L.R. a judge has said anything which might be argued to affect the weight or effect of any previous decision, or the meaning of any enactment, a reference will be found in the appropriate table to the previous decision or enactment. **The table of Cases Judicially Considered is not limited to decisions mentioned in the headnote of the reports.**

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Associated Newspapers Plc. v. Insert Media Ltd., Mummery J. [1990] 1 W.L.R. 900

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Practice Direction (Judgments and Orders: County Court: Enforcement in High Court), Q.B.D. [1990] 1 All E.R. 800

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Blue Town Investments Ltd. v. Higgs and Hill Plc., Sir Nicolas Browne-Wilkinson V.-C. [1990] 1 W.L.R. 696

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Pleadings—*continued*

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Hongkong and Shanghai Banking Corpn. v. Kloeckner & Co. A.G. Hirst J. [1990] 2 Q.B. 514; [1990] 3 W.L.R. 634

Stay of proceedings

Jurisdiction

Banking—Allegation of fraudulent conspiracy—Defendants instituting proceedings in Switzerland—Plaintiffs claiming declaration of non-liability in English proceedings—Whether England more appropriate forum—Whether action to be stayed

First National Bank of Boston v. Union Bank of Switzerland, C.A. [1990] 1 Lloyd's Rep. 32

Contract for sale of shares in Spanish corporation to buyer in Middle East—Bills of exchange dishonoured—Proper law of contract—Whether Sharjah more appropriate forum—Whether action to be stayed **Banco Atlantico S.A. v. British Bank of the Middle East,** C.A. [1990] 2 Lloyd's Rep. 504

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American insurance company taking out reinsurance on English market with English reinsurers—Proceedings commenced in United States for declaration that reinsurers not liable under policy—American insurers commencing proceedings in England—Application to stay English proceedings on grounds of forum non conveniens and lis alibi pendens—Whether discretion to stay on either ground under jurisdiction Convention of European Communities—Civil Jurisdiction and Judgments Act 1982, s. 49, Sch. 1, arts. 2, 21

Arkwright Mutual Insurance Co. v. Bryanston Insurance Co. Ltd., Potter J. [1990] 2 Q.B. 649; [1990] 3 W.L.R. 705

PRACTICE—*continued*

Stay of proceedings—*continued*

Jurisdiction under European Convention—*continued*

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Application to vary

Reinsurance—Subpoena ducis tecum directing plaintiff to attend arbitration and produce files relating to run-off contract—Whether subpoena to specify precisely particular document required to be produced—Whether subpoena offensive and oppressive—Whether application to vary to be granted

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Counterclaim

Judgment for plaintiff on claim—Defendant's counterclaim on legally indistinguishable facts—Plaintiff resisting judgment with arguable defence not raised by defendant on original claim—Whether plaintiff entitled to put forward two inconsistent cases—Whether defendant entitled to summary judgment on counterclaim

Express Newspapers Plc. v. News (U.K.) Ltd., Sir Nicolas Browne-Wilkinson V.-C. [1990] 1 W.L.R. 1320

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"Civil proceedings"

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"Proceedings instituted"

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Kloeckner & Co. A.G. v. Gatoil Overseas Inc., Hirst J. [1990] 1 Lloyd's Rep. 177

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Application to set aside—continued

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Dispute as to ownership of shares—Concurrent writ served on defendants out of jurisdiction—Whether defendants submitting to jurisdiction—Whether writ and service thereof to be set aside

Esal (Commodities) Ltd. v. Pujara, C.A. [1989] 2 Lloyd's Rep. 479

English plaintiffs alleging wrongful repudiation of distribution agreement by German defendants—Whether place of performance of obligation England—Whether court having jurisdiction—Whether application to set aside service of writ to be granted—Civil Jurisdiction and Judgment Act 1982, Sch. 1, art. 5(1)

Medway Packaging Ltd. v. Meurer Maschinen G.m.b.H. & Co. K.G., Hobhouse J. [1990] 1 Lloyd's Rep. 383
C.A. [1990] 2 Lloyd's Rep. 112

Extension of time

Insurance on fleet of vessels placed with London and foreign insurers—Insured vessel incurring salvage services and repairs—Plaintiffs claiming against insurers—Validity of writ extended—Procedural defects occurring in service of writ out of jurisdiction—Whether proper head of jurisdiction made out—Whether defects rendering service null and void—Whether England more appropriate forum—Whether writ validly extended—R.S.C., Ord. 6, r. 8(2); Ord. 11, rr. 1(1)(*j*), 5, 6

Golden Ocean Assurance Ltd. v. Martin, Phillips J. [1989] 2 Lloyd's Rep. 390
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Service on partnership—Service on personal assistant acting on partner's instructions—Whether writ validly served—R.S.C., Ord. 10, rr. 1(1), 3; Ord. 81, r. 3(1)(4)

Kenneth Allison Ltd. v. A.E. Limehouse & Co. (a firm), C.A. [1990] 2 Q.B. 527; [1990] 3 W.L.R. 216

Service out of jurisdiction

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Finnish Marine Insurance Co. Ltd. v. Protective National Insurance Co., Adrian Hamilton Q.C. [1990] 1 Q.B. 1078; [1990] 2 W.L.R. 914

Application to set aside—Claim for indemnity from buyers for damage caused to vessel while manoeuvering into unloading berth—Application for appointment of buyers' arbitrator—Whether plaintiffs showing good arguable case on merits and genuinely disputable issue—Whether service out of jurisdiction to be set aside

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Application to set aside—English company directors domiciled in France and America—Company claiming that directors' actions at meeting in France ultra vires—Whether English or French courts having exclusive jurisdiction over proceedings—Whether proceedings having "as their object" validity of directors' decisions—Whether American director in breach of contract—Civil Jurisdiction and Judgments Act 1982, s. 2(2), Sch. 1, arts. 2, 16(2)—R.S.C., Ord. 11, r. 1(1)(*d*) **Newtherapeutics v. Katz,** Knox J. [1990] 3 W.L.R. 1183

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Practice Direction (Writ: Service Abroad: Service Without Leave), Q.B.D. [1989] 3 All E.R. 562

PRISONS

Duty of care

Mentally ill prisoner

Prisoner ordered to be detained in remand prison pending admission to hospital—Prisoner known to have suicidal tendencies—Observation of prisoner in cell at 15-minute intervals—Prisoner committing suicide between inspections—Whether standard of care for mentally ill prisoner in prison hospital required to be as high as that provided in psychiatric hospital—Whether medical staff negligent in failing to keep prisoner under continuous observation **Knight v. Home Office,** Pill J. [1990] 3 All E.R. 237

Prison governor

Whether decision open to judicial review

Governor's decision to segregate prisoner and transfer to another prison—Governor obtaining Secretary of State's authority to transfer and continue segregation for 28 days in accordance with Home Office Circular Instruction—Prisoner not given opportunity to be heard—Whether decision to segregate subject to rules of natural justice—Whether Circular Instruction lawful—Whether prisoner still lawfully subject to segregation on transfer—Prison Rules 1964, r. 43 (as amended by Prison (Amendment) Rules 1971)

Reg. v. Deputy Governor of Parkhurst Prison, *Ex parte* **Hague,** D.C. and C.A. [1990] 3 W.L.R. 1210

Prison officer

Appointment, conditions of

Prison officer refusing to work new shift system—Officer's action for declaration that he was employed under terms of old shift system—Whether officer having cause of action in private law—Whether proceedings to be struck out as disclosing no cause of action

McClaren v. Home Office, C.A. [1990] I.C.R. 824

Prisoner's rights

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PRIVY COUNCIL

Appeal

Petition to dismiss

Bank obtaining judgment in New Zealand courts against company—Company granted leave to appeal to Privy Council—Bank repaying company sum in dispute before appeal hearing but refusing to pay costs—Appeal rendered unnecessary save as to costs—Whether appeal on merits to be heard

Elders Pastoral Ltd. v. Bank of New Zealand, P.C. [1990] 1 W.L.R. 1090

PROBATE

Practice

Wills and grants

Procedure for obtaining copies—Supreme Court Act 1981, ss. 124, 125(*c*)

Practice Direction (Probate: Supply of Copies), Fam.D. [1990] 1 W.L.R. 1510

PUBLIC HEALTH

Nuisance

Abatement notice

Rising damp in defendant lessees' flat—Due to structural defect in outside wall—Wall not subject to lease—Whether defendant lessees correct party upon whom to serve abatement notice—Public Health Act 1936, s. 93

Pollway Nominess Ltd. v. Havering London Borough Council, D.C. (1989) 88 L.G.R. 192

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Failure to deliver returns after declaration of failure by commissioners—Summons to further hearing handed to appellant but contents not apprehended by him—Whether penalty awards to be set aside—Whether penalties to be reduced—Taxes Management Act 1970, s. 93(1)(*b*) **Montague v. General Comrs. for Hampstead,** Mervyn Davies J. (1989) T.C. Leaflet No. 3200

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Profits of trade

Adventure in nature of trade—Taxpayer's wife buying land with view to resale and profit—Date when tax liability arose—Court of Appeal's finding that wife trading when payments actually received—Whether grounds for interferring with Court of Appeal's decision—Income Tax Ordinance (Trinidad and Tobago) 1938, as amended, ss. 2, 5(1)(*c*)

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Tax avoidance

Annuity scheme

Scheme for sale of annuities to registered charities—Claims for deduction from total income for "annuity or other annual payment"—Application of anti-avoidance principles to arrangements—Whether scheme fiscal nullity—Whether payments deductible for tax purposes—Income and Corporation Taxes Act 1970, s. 52(1)

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Value added tax

Tribunal

Costs—Litigant in person—Appeal to tribunal against assessment—Extent of tribunal's power to award costs—R.S.C., Ord. 62, r. 18—Value Added Tax Tribunals Rules 1986, r. 29

Customs and Excise Comrs. v. Ross, Simon Brown J. [1990] 2 All E.R. 65

ROAD TRAFFIC

Blood specimen

Analyst's evidence

Motorist handed part specimen in bag—Part specimen in sealed bottle labelled with constable's surname in error for motorist's—Analyst declining to analyse part specimen on motorist's request—No evidence of reason for declining—Rejection of submission of inadmissibility of analysis evidence of part specimen retained by police—Whether conviction to be quashed—Whether evidence of part specimen being "supplied"—Road Traffic Act 1972, s. 10(6)(*b*) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Butler v. Director of Public Prosecutions, D.C. [1990] R.T.R. 377

Ten tests each revealing blood-alcohol exceeding prescribed limit—Deduction of 6 milligrammes from figures found—Whether appropriate—Whether figure after decimal point to be rounded down—Whether justices' finding of fact of driving with excess blood-alcohol unassailable—Road Traffic Act 1972, s. 10(2)

Oswald v. Director of Public Prosecutions, D.C. [1989] R.T.R. 360

Proportion of alcohol

Excess blood-alcohol on analysis—Statutory assumption of analysis proportion not less than at time of driving—Whether irrebuttable—Whether evidence admissible to show blood-alcohol proportion below limit when driving—Road Traffic Act 1972, s. 10(1)(2) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Millard v. Director of Public Prosecutions, D.C. [1990] R.T.R. 201

Requirement

Lion Intoximeter 3000 aborting—Constable requiring blood specimen—Motorist not given full opportunity to make representations—Sergeant's written statement of eight pages declared by him to be of six pages—Justices inferring analysed blood specimen to be motorist's despite gap in evidence—Whether motorist's appeal against conviction to succeed on each of three grounds—Criminal Justice Act 1967, s. 9

Paterson v. Director of Public Prosecutions, D.C. [1990] R.T.R. 329

Breath specimen for analysis

Admissibility in evidence

Motorist required to provide two breath specimens—Intoximeter device failing after first specimen provided—Motorist taken to different police station and providing two specimens analysed there—Whether admissible in evidence—Whether on failure of device requirement limited to blood or urine—Road Traffic Act 1972, s. 8(2)(3) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Denny v. Director of Public Prosecutions, D.C. [1990] R.T.R. 418

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Breath specimen for analysis—*continued*

Failure to provide specimen

Breath specimen required by constable—Motorist saying that drug taken likely to influence blood's alcohol content—Reason not going to motorist's ability to provide breath—Whether constable having reasonable belief breath not to be required for "medical reasons"—Road Traffic Act 1972, s. 8(3)(*a*) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Davies v. Director of Public Prosecutions, D.C. [1989] R.T.R. 391

Motorist wishing to call personally to check solicitor summoned by police—No positive permission to motorist to make call—Specimen declined until Code of Practice read by motorist—Whether possible "reasonable excuse" for failure—Road Traffic Act 1972, s. 8(7) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Director of Public Prosecutions v. Skinner, D.C. [1990] R.T.R. 254

Printout

Printout certificate not signed by police officer—Motorist signing both copy retained by police and copy given to him—Whether printout admissible without being signed by police officer—Whether printout admissible at common law—Road Traffic Act 1972, s.10(3) (as substituted by Transport Act 1981, s. 25(3), Sch. 8)

Garner v. Director of Public Prosecutions, D.C. [1990] R.T.R. 208; (1989) 90 Cr.App.R. 178

Right to provide blood or urine

Breath specimen analysis revealing less than 50 microgrammes of alcohol in 100 millilitres of breath—Constable informing defendant of right to elect to provide either blood or urine—Justices satisfied that defendant having unfettered choice and expressing willingness to provide blood—Whether requirement properly made—Road Traffic Act 1972 (as amended by Transport Act 1981, s. 25(3), Sch. 8)

Regan v. Director of Public Prosecutions, D.C. [1990] R.T.R. 102

Lion Intoximeter 3000 inoperative—Constable requiring blood specimen and warning of prosecution as possible consequence of failure—Whether motorist having right to provide urine or blood—Whether to be stated by constable—Whether information to be dismissed if right unstated by constable—Road Traffic Act 1972, s. 8(4) (as amended by Transport Act 1981, s. 25(3), Sch. 8)

Director of Public Prosecutions v. Gordon, D.C. [1990] R.T.R. 71

Careless driving

Collision

Uncontroverted evidence of motorist colliding with stationary vehicle in front—Justices' conclusion of case not being proved beyond reasonable doubt—Whether perverse

Director of Public Prosecutions v. Parker, D.C. [1989] R.T.R. 413

Inconsiderate driving

Inconvenience to actual road user—Whether necessary—Whether inconvenience to notional road user sufficient—Road Traffic Act 1972, s. 3

Price v. Director of Public Prosecutions, C.A. [1990] R.T.R. 413

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Attorney-General v. Smethwick Corpn. [1932] 1 Ch. 562, 578, C.A. **Dictum of Lord Hanworth M.R. applied,** *Hazell v. Hammersmith and Fulham London Borough Council* [1990] 2 Q.B. 697; [1990] 2 W.L.R. 1038, C.A.

Attorney-General v. Wilts United Dairies Ltd. (1922) 38 T.L.R. 781, H.L.(E.). **Distinguished,** *R. v. Richmond Upon Thames London Borough Council, Ex parte McCarthy & Stone (Developments) Ltd.* [1990] 2 W.L.R. 1294, C.A.

Attorney-General v. Yeung Sun-shun [1987] H.K.L.R. 987, 998. **Dicta of Roberts C.J. applied,** *Somchai Liangsiriprasert v. Government of the United States of America* [1990] 3 W.L.R. 606, P.C.

Attorney-General of Hong Kong v. Wong Muk Ping [1987] A.C. 501; [1987] 2 W.L.R. 1033; [1987] 2 All E.R. 488; 85 Cr.App.R. 167, P.C. **Applied,** *R. v. Jelen* (1989) 90 Cr.App.R. 456, C.A.

Attorney-General of the Gambia v. Momodou Jobe [1984] A.C. 689; [1984] 3 W.L.R. 174, P.C. **Considered,** *Hector v. Attorney-General of Antigua and Barbuda* [1990] 2 A.C. 312; [1990] 2 W.L.R. 606, P.C.

Attorney-General of the Gambia v. N'Jie [1961] A.C. 617; [1961] 2 W.L.R. 845; [1961] 2 All E.R. 504, P.C. **Applied,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

Attorney-General's Reference (No. 2 of 1982) [1984] Q.B. 624; [1984] 2 W.L.R. 447; [1984] 2 All E.R. 216; 78 Cr.App.R. 131, C.A. **Followed,** *R. v. Philippou* (1989) 89 Cr.App.R. 290, C.A.

Attorney-General's Reference (No. 1 of 1989) [1989] 1 W.L.R. 1117, C.A. **Considered,** *Attorney-General's Reference (No. 4 of 1989)* [1990] 1 W.L.R. 41, C.A.

Auty v. National Coal Board [1985] 1 W.L.R. 784; [1985] 1 All E.R. 930, C.A. **Distinguished,** *Pidduck v. Eastern Scottish Omnibuses Ltd.* [1990] 1 W.L.R. 993, C.A.

Aviagents Ltd. v. Balstravest Investments Ltd. [1966] 1 W.L.R. 150; [1966] 1 All E.R. 450, C.A. **Considered,** *Burgess v. Stafford Hotel Ltd.* [1990] 1 W.L.R. 1215, C.A.

BBMB Finance (Hong Kong) Ltd. v. Eda Holdings Ltd., *sub nom.* Eda Holdings Ltd. v. Etek Holdings Ltd. [1987] 1 H.K.L.R. 77. **Decision of the Court of Appeal of Hong Kong affirmed** [1990] 1 W.L.R. 409, P.C.

B.P. Exploration Co. (Libya) Ltd. v. Hunt [1976] 1 W.L.R. 788; [1976] 3 All E.R. 879. **Distinguished,** *Finnish Marine Insurance Co. Ltd. v. Protective National Insurance Co.* [1990] 1 Q.B. 1078; [1990] 2 W.L.R. 914

Babanaft International Co. S.A. v. Bassatne [1990] Ch. 13; [1989] 2 W.L.R. 232; [1989] 1 All E.R. 433, C.A. **Considered,** *Derby & Co. Ltd. v. Weldon (No. 6)* [1990] 1 W.L.R. 1139, C.A.

Backer v. Secretary of State for the Environment [1983] 1 W.L.R. 1485; [1983] 2 All E.R. 1021. **Considered,** *Hammond v. Horsham District Council* (1989) 88 L.G.R. 374, D.C.

Baden's Deed Trusts, *In re* [1971] A.C. 424; [1970] 2 W.L.R. 1110; [1970] 2 All E.R. 228, H.L.(E.). **Considered,** *Mettoy Pension Trustees Ltd. v. Evans* [1990] 1 W.L.R. 1587

Bailey (A Bankrupt) (No. 25 of 1975), *In re* [1977] 1 W.L.R. 278; [1977] 2 All E.R. 26, D.C. **Applied,** *In re Citro (A Bankrupt)* [1990] 3 W.L.R. 880, C.A.

Balthasar v. Mullane (1985) 84 L.G.R. 55, C.A. **Applied,** *Adams v. Watkins* (1989) 88 L.G.R. 576, C.A.

Bank Mellat v. Helliniki Techniki S.A. [1984] Q.B. 291; [1983] 3 W.L.R. 783; [1983] 3 All E.R. 428, C.A. **Considered,** *Thune v. London Properties Ltd.* [1990] 1 W.L.R. 562, C.A.

Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd. [1988] 1 Lloyd's Rep. 514. **Decision of Hobhouse J. reversed** [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

Bank voor Handel en Scheepvaart N.V. v. Slatford [1953] 1 Q.B. 248; [1952] 2 All E.R. 956, C.A. **Distinguished,** *Lee Ting Sang v. Chung Chi-Keung* [1990] 2 A.C. 374; [1990] 2 W.L.R. 1173; [1990] I.C.R. 409, P.C.

Banque Keyser Ullman S.A. v. Skandia (U.K.) Insurance Co. Ltd. [1990] 1 Q.B. 665; [1989] 3 W.L.R. 25; [1989] 2 All E.R. 952, C.A. **Decision of the Court of Appeal affirmed on different grounds** [1990] 3 W.L.R. 364, H.L.(E.)

Banque Keyser Ullman S.A. v. Skandia (U.K.) Insurance Co. Ltd. [1990] 1 Q.B. 665; [1989] 3 W.L.R. 25; [1989] 2 All E.R. 952, C.A. **Applied,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212, C.A.; *Van Oppen v. Clerk to the Bedford Charity Trustees* [1990] 1 W.L.R. 235, C.A.; *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.; *Kirkham v. Chief Constable of the Greater Manchester Police* [1990] 2 Q.B. 283; [1990] 2 W.L.R. 987, C.A.

Bar Hill Developments Ltd. v. South Cambridgeshire District Council (1979) 252 E.G. 915, D.C. **Applied,** *Hazell v. Hammersmith and Fulham London Borough Council* [1990] 2 Q.B. 697; [1990] 2 W.L.R. 1038, C.A.

Barleycorn Enterprises Ltd., *In re* [1970] Ch. 465; [1970] 2 W.L.R. 898; [1970] 2 All E.R. 155, C.A. **Distinguished,** *In re M.C. Bacon Ltd.* [1990] 3 W.L.R. 646

Barlow v. Whittle (trading as Micro Management) [1990] I.C.R. 270, E.A.T. **Applied,** *Delaney v. Staples* [1990] I.C.R. 364, E.A.T.

Battersby v. Anglo-American Oil Co. Ltd. [1945] K.B. 23; [1944] 2 All E.R. 387, C.A. **Applied,** *The Vita* [1990] 1 Lloyd's Rep. 528

Baxter, In the goods of [1903] P. 12. **Distinguished,** *Baird v. Baird* [1990] 2 A.C. 548; [1990] 2 W.L.R. 1412; [1990] I.C.R. 525, P.C.

Baxter v. F.W. Gapp & Co. Ltd. [1939] 2 K.B. 271; [1939] 2 All E.R. 752, C.A. **Followed,** *Swingcastle v. Alastair Gibson (a firm)* [1990] 1 W.L.R. 1223, C.A.

Beauchamp-Thompson v. Director of Public Prosecutions (Note) [1989] R.T.R. 54, D.C. **Applied,** *Millard v. Director of Public Prosecutions* [1990] R.T.R. 201; 91 Cr.App.R. 108, D.C.

Becker v. Home Office [1972] 2 Q.B. 407; [1972] 2 W.L.R. 1193; [1972] 2 All E.R. 676, C.A. **Applied,** *R. v. Deputy Governor of Parkhurst Prison, Ex parte Hague* [1990] 3 W.L.R. 1210, D.C. and C.A.

Bedford (Duke of) v. Ellis [1901] A.C. 1, H.L.(E.). **Applied,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.

Beesly v. Hallwood Estates Ltd. [1960] 1 W.L.R. 549; [1960] 2 All E.R. 314. **Considered,** *Markfaith Investment Ltd. Chiap Hua Flashlights Ltd.* [1990] 2 W.L.R. 1451, P.C.

Belgian Steamship (Salvage Claim), *In re* (1941) 71 Ll.L.Rep. 82. **Considered,** *The M. Vatan* [1990] 1 Lloyd's Rep. 336

Bentley Engineering Co. Ltd. v. Mistry [1979] I.C.R. 47, E.A.T. **Applied,** *Louies v. Coventry Hood & Seating Co. Ltd.* [1990] I.C.R. 54, E.A.T.

Bentsen v. Taylor, Sons & Co. (No. 2) [1893] 2 Q.B. 274, C.A. **Applied,** *Compagnie Commerciale Sucres et Denrées v. C. Czarnikow Ltd.* [1990] 1 W.L.R. 1337, H.L.(E.)

Berisford (S. & W.) Plc. v. New Hampshire Insurance Co. [1990] 2 Q.B. 631; [1990] 3 W.L.R. 688; [1990] 2 All E.R. 321. **Applied,** *Arkwright Mutual Insurance Co. v. Bryanston Insurance Co. Ltd.* [1990] 2 Q.B. 649; [1990] 3 W.L.R. 705

Berliner Industriebank Aktiengesellschaft v. Jost [1971] 1 Q.B. 278, 293; [1970] 3 W.L.R. 743; [1971] 2 All E.R. 117. **Dictum of Brandon J. approved,** *National Westminster Bank Plc. v. Powney* [1990] 2 W.L.R. 1084, C.A.

Bernard v. Josephs [1982] Ch. 391; [1982] 2 W.L.R. 1052; [1982] 3 All E.R. 162, C.A. **Applied,** *In re Gorman (A Bankrupt)* [1990] 1 W.L.R. 616, D.C.

Berriman v. Delabole Slate Ltd. [1985] I.C.R. 546, C.A. **Applied,** *Crawford v. Swinton Insurance Brokers Ltd.* [1990] I.C.R. 85, E.A.T.

Bhandari v. Advocates Committee [1956] 1 W.L.R. 1442; [1956] 3 All E.R. 742, P.C. **Distinguished,** *Ghafoor v. Wakefield Metropolitan District Council* [1990] R.T.R. 389

Biba Ltd. v. Stratford Investments Ltd. [1973] Ch. 281; [1972] 3 W.L.R. 902; [1972] 3 All E.R. 1041. **Considered,** *Director General of Fair Trading v. Buckland* [1990] 1 W.L.R. 920, R.P.Ct. (E. & W.)

Birkett v. James [1978] A.C. 297; [1977] 3 W.L.R. 38; [1977] 2 All E.R. 801, H.L.(E.). **Distinguished,** *Barclays Bank Plc. v. Miller* [1990] 1 W.L.R. 343, C.A.

Black King Shipping Corpn. v. Massie (The Litsion Pride) [1985] 1 Lloyd's Rep. 437, 518–519. **Dictum of Hirst J. disapproved,** *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

Blackshaw v. Lord [1984] Q.B. 1; [1983] 3 W.L.R. 283; [1983] 2 All E.R. 311, C.A. **Distinguished,** *Rost v. Edwards* [1990] 2 Q.B. 460; [1990] 2 W.L.R. 1280

Bliss v. South East Thames Regional Health Authority [1987] I.C.R. 700, 718, C.A. **Applied,** *Hayes v. James & Charles Dodd (a firm)* [1990] 2 All E.R. 815, C.A.

Bolam v. Friern Hospital Management Committee [1957] 1 W.L.R. 582; [1957] 2 All E.R. 118. **Applied,** *Knight v. Home Office* [1990] 3 All E.R. 237

Booth v. Ellard [1980] 1 W.L.R. 1443; [1980] 3 All E.R. 569; 53 T.C. 393, C.A. **Applied,** *Warrington v Brown* (1989) T.C. Leaflet No. 3189

Boston v. W. S. Bagshaw & Sons [1966] 1 W.L.R. 1126; [1966] 2 All E.R. 906, C.A. **Distinguished,** *Kingshott v. Associated Kent Newspapers Ltd.* [1990] 3 W.L.R. 675, C.A.

Bourgoin S.A. v. Ministry of Agriculture, Fisheries and Food [1986] Q.B. 716; [1985] 3 W.L.R. 1027; [1985] 3 All E.R. 585, Mann J. and C.A. **Applied,** *Jones v. Swansea City Council* [1990] 1 W.L.R. 54, C.A.

Boussac Saint-Frères S.A. v. Gerstenmeier (Case 22/80) [1980] E.C.R. 3427, E.C.J. **Considered,** *Berkeley Administration v. McClelland* [1990] 2 Q.B. 407; [1990] 2 W.L.R. 1021, C.A.

Bowring v. Amsterdam London Insurance Co. (1930) 36 Ll.L.Rep. 309. **Considered,** *T.M. Noten B.V. v. Harding* [1989] 2 Lloyd's Rep. 527

Box Hill Common, *In re* [1980] Ch. 109; [1979] 2 W.L.R. 177; [1979] 1 All E.R. 113, C.A. **Disapproved,** *Hampshire County Council v. Milburn* [1990] 2 W.L.R. 1240, H.L.(E.)

Boyle's Claim, *In re* [1961] 1 W.L.R. 339; [1961] 1 All E.R. 620. **Distinguished,** *Abbey National Building Society v. Cann* [1990] 2 W.L.R. 832, H.L.(E.)

Brace v. Calder [1895] 2 Q.B. 253, C.A. **Applied,** *Briggs v. Oates* [1990] I.C.R. 473

Bragg v. Oceanus Mutual Underwriting Association (Bermuda) Ltd. [1982] 2 Lloyd's Rep. 132, 139, C.A. **Dictum of Stevenson L.J. doubted,** *Ashmore v. British Coal Corpn.* [1990] 2 Q.B. 338; [1990] 2 W.L.R. 1437; [1990] I.C.R. 485, C.A.

Brandeis Goldschmidt & Co. Ltd. v. Western Transport Ltd. [1981] Q.B. 864; [1981] 3 W.L.R. 181; [1982] 1 All E.R. 28, C.A. **Distinguished,** *BBMB Finance (Hong Kong) Ltd. v. Eda Holdings Ltd.* [1990] 1 W.L.R. 409, P.C.

Brandt's (William) Sons & Co. v. Dunlop Rubber Co. Ltd. [1905] A.C. 454, H.L.(E.). **Applied,** *Elders Pastoral Ltd. v. Bank of New Zealand (No. 2)* [1990] 1 W.L.R. 1478, P.C.

Brazil v. Chief Constable of Surrey [1983] 1 W.L.R. 1155; [1983] 3 All E.R. 537, D.C. **Considered,** *Middleweek v. Chief Constable of Merseyside (Note)* [1990] 3 W.L.R. 481, C.A.

Bray v. Ford [1896] A.C. 44, H.L.(E.). **Applied,** *Guinness Plc. v. Saunders* [1990] 2 A.C. 663; [1990] 2 W.L.R. 324, H.L.(E.)

Bremer Handelgesellschaft m.b.H. v. Vanden Avenne-Izegem P.V.B.A. [1978] 2 Lloyd's Rep. 109, H.L.(E.). **Considered,** *Compagnie Commerciale Sucres et Denrées v.C. Czarnikow Ltd.* [1990] 1 W.L.R. 1337, H.L.(E.)

Bremer Vulcan Schiffbau und Maschinenfabrik v. South India Shipping Corpn. Ltd. [1981] A.C. 909; [1981] 2 W.L.R. 141; [1981] 1 All E.R. 289; [1981] 1 Lloyd's Rep. 253, H.L.(E.). **Applied,** *Kirkawa Corpn. v. Gatoil Overseas Inc.* [1990] 1 Lloyd's Rep. 154; *Thai-Europe Tapioca Service Ltd. v. Seine Navigation Co. Inc.* [1989] 2 Lloyd's Rep. 506

British and Commonwealth Holdings Plc. v. Quadrex Holdings Inc. [1989] Q.B. 842; [1989] 3 W.L.R. 723; [1989] 3 All E.R. 492, C.A. **Considered,** *R. G. Carter Ltd. v. Clarke* [1990] 1 W.L.R. 578, C.A.; *Schott Kem Ltd. v. Bentley* [1990] 3 W.L.R. 397, C.A.

British Coal Corpn. v. Cheesbrough [1988] I.C.R. 769, C.A. **Decision of the Court of Appeal affirmed** [1990] 2 A.C. 256; [1990] 2 W.L.R. 407; [1990] I.C.R. 317, H.L.(E.)

British Home Stores v. Burchell (Note) [1980] I.C.R. 303, E.A.T. **Applied,** *Louies v. Coventry Hood & Seating Co. Ltd.* [1990] I.C.R. 54, E.A.T.

British Library v. Palyza [1984] I.C.R. 504, E.A.T. **Not followed,** *Adams v. West Sussex County Council* [1990] I.C.R. 546, E.A.T.

British Oxygen Co. Ltd. v. Board of Trade [1971] A.C. 610; [1970] 3 W.L.R. 488; [1970] 3 All E.R. 165, H.L.(E.). **Applied,** *R. v. Barnet London Borough Council, Ex parte Johnson* (1989) 88 L.G.R. 73, D.C.

British South Africa Co. v. Companhia de Mocambique [1893] A.C. 602, H.L.(E.). **Applied,** *Tyburn Productions Ltd. v. Conan Doyle* [1990] 3 W.L.R. 167

British Steel Corpn. v. Granada Television Ltd. [1981] A.C. 1096; [1980] 3 W.L.R. 774; [1981] 1 All E.R. 417, H.L.(E.). **Considered,** *In re Goodwin* [1990] 1 All E.R. 608

British Westinghouse Electric and Manufacturing Co. Ltd. v. Underground Electric Railways Co. of London Ltd. [1912] A.C. 673, H.L.(E.). **Distinguished,** *Hussey v. Eels* [1990] 2 Q.B. 227; [1990] 2 W.L.R. 234, C.A.

Brook Lane Finance Co. Ltd. v. Bradley [1988] I.C.R. 432, E.A.T. **Not followed,** *Macer v. Abafast Ltd.* [1990] I.C.R. 234, E.A.T.

Broome v. Cassell & Co. Ltd. [1972] A.C. 1027, 1071, 1073; [1972] 2 W.L.R. 645; [1972] 1 All E.R. 801, H.L.(E.). **Dicta of Lord Hailsham of Marylebone L.C. considered,** *Sutcliffe v. Pressdram* [1990] 2 W.L.R. 271, C.A.

Brown v. Director of Public Prosecutions [1956] 2 Q.B. 369; [1956] 2 W.L.R. 1087; [1956] 2 All E.R. 189; 54 L.G.R. 266, D.C. **Considered,** *Bostock v. Kay* (1989) 87 L.G.R. 583, Jowitt J. and C.A.

Browner International Ltd. v. Monarch Shipping Co. Ltd. [1989] 2 Lloyd's Rep. 185. **Applied,** *R. G. Mayor (trading as Granville Coaches) v. P. & O. Ferries Ltd.* [1990] 2 Lloyd's Rep. 144

Browning v. War Office [1963] 1 Q.B. 750; [1963] 2 W.L.R. 52; [1962] 3 All E.R. 1089; [1962] 2 Lloyd's Rep. 363, C.A. **Applied,** *Cosemar S.A. v. Marimarna Shipping Co. Ltd.* [1990] 2 Lloyd's Rep. 323

Bunge Corpn., New York v. Tradax Export S.A., Panama [1981] 1 W.L.R. 711; [1981] 2 All E.R. 513; [1981] 2 Lloyd's Rep. 1, H.L.(E.). **Applied,** *Compagnie Commerciale Sucres et Denrées v. C. Czarnikow Ltd.* [1990] 1 W.L.R. 1337, H.L.(E.)

Burchaird v. Macfarlane [1891] 2 Q.B. 241, C.A. **Considered,** *Wakefield v. Outhwaite* [1990] 2 Lloyd's Rep. 157

C. (A Minor) (Adoption Order: Conditions), *In re* [1989] A.C. 1, 17; [1988] 2 W.L.R. 474; [1988] 1 All E.R. 705, H.L.(E.). **Dictum of Lord Ackner applied,** *In re F. (A Minor) (Adoption Order: Injunction)* [1990] Fam. 189; [1990] 3 W.L.R. 505

Calcraft v. Guest [1898] 1 Q.B. 759, C.A. **Applied,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

Campbell v. Tameside Metropolitan Borough Council [1982] Q.B. 1065; [1982] 3 W.L.R. 74; [1982] 2 All E.R. 791, C.A. **Applied,** *Brown v. Matthews* [1990] Ch. 662; [1990] 2 W.L.R. 879, C.A.

Candler v. Crane, Christmas & Co. [1951] 2 K.B. 164, 170–182; [1951] 1 All E.R. 426, C.A. **Dicta of Denning L.J. approved,** *Caparo Industries Plc. v. Dickman* [1960] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Caparo Industries Plc. v. Dickman [1989] Q.B. 653; [1989] 2 W.L.R. 316; [1989] 1 All E.R. 798, C.A. **Decision of the Court of Appeal reversed in part** [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Caparo Industries Plc. v. Dickman [1989] Q.B. 653; [1989] 2 W.L.R. 316; [1989] 1 All E.R. 798, C.A. **Applied,** *Al Saudi Banque v. Clarke Pixley (a firm)* [1990] Ch. 313; [1990] 2 W.L.R. 344; *Van Oppen v. Clerk to the Bedford Charity Trustees* [1990] 1 W.L.R. 235, C.A. **Considered,** *Mariola Marine Corpn. v. Lloyd's Register of Shipping* [1990] 1 Lloyd's Rep. 547.

Caparo Industries Plc. v. Dickman [1990] 2 A.C. 605; [1990] 2 W.L.R. 358; [1990] 1 All E.R. 568, H.L.(E.). **Applied,** *Al-Nakib Investments (Jersey) Ltd. v. Longcroft* [1990] 1 W.L.R. 1390

Cape Brandy Syndicate v. Inland Revenue Comrs. [1921] 2 K.B. 403, 414, C.A. **Dicta of Lord Sterndale M.R. applied,** *Comr. of Inland Revenue v. Hang Seng Bank Ltd.* [1990] 3 W.L.R. 1120, P.C.

Care Shipping Corpn. v. Latin American Shipping Corpn. [1983] Q.B. 1005; [1983] 2 W.L.R. 829; [1983] 1 All E.R. 1121; [1983] 1 Lloyd's Rep. 302. **Applied,** *Itex Itagrani Export S.A. v. Care Shipping Corpn.* [1990] 2 Lloyd's Rep. 316

Carl Zeiss Stiftung v. Rayner & Keeler Ltd. (No. 2) [1967] 1 A.C. 853; [1966] 3 W.L.R. 125; [1966] 2 All E.R. 536, H.L.(E.). **Applied,** *House of Spring Gardens Ltd. v. Waite* [1990] 3 W.L.R. 347, C.A.

Carltona Ltd. v. Comrs. of Works [1943] 2 All E.R. 560, C.A. **Applied,** *R. v. Secretary of State for the Home Department, Ex parte Oladehinde* [1990] 2 W.L.R. 1195, C.A; [1990] 3 W.L.R. 797, H.L.(E.)

Carradine Properties Ltd. v. Aslam [1976] 1 W.L.R. 442; [1976] 1 All E.R. 573. **Applied,** *Delta Vale Properties Ltd. v. Mills* [1990] 1 W.L.R. 445, C.A.

Carter v. Richardson [1974] R.T.R. 314, D.C. **Applied,** *Director of Public Prosecutions v. Anderson* [1990] R.T.R. 269, D.C.

Castle v. Cross [1984] 1 W.L.R. 1372; [1985] 1 All E.R. 87; [1985] R.T.R. 62, D.C. **Applied,** *Garner v. Director of Public Prosecutions* (1989) 90 Cr.App.R. 178, D.C.; *R. v. Spiby* (1990) 91 Cr.App.R. 186, C.A.

Castle New Homes Ltd., *In re* [1979] 1 W.L.R. 1075; [1979] 2 All E.R. 775. **Doubted,** *Cloverbay Ltd. (Joint Administrators) v. Bank of Credit and Commerce International S.A.* [1990] 3 W.L.R. 574, C.A.

Central Newbury Car Auctions Ltd. v. Unity Finance Ltd. [1957] 1 Q.B. 371; [1956] 3 W.L.R. 1068; [1956] 3 All E.R. 905, C.A. **Considered,** *Debs v. Sibec Developments Ltd.* [1990] R.T.R. 91

Ceylon Motor Insurance Association Ltd. v. Thambugala [1953] A.C. 584; [1953] 3 W.L.R. 486; [1953] 2 All E.R. 870; [1953] 2 Lloyd's Rep. 289, P.C. **Distinguished,** *Harrington v. Pinkey* [1989] R.T.R. 345; [1989] 2 Lloyd's Rep. 310, C.A.

Chan Man-sin v. The Queen [1988] 1 W.L.R. 196; [1988] 1 All E.R. 1, P.C. **Considered,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

Chan Wing-Siu v. The Queen [1985] A.C. 168, 179; [1984] 3 W.L.R. 677; [1984] 3 All E.R. 877, P.C. **Dicta of Sir Robin Cooke applied,** *R. v. Hyde* [1990] 3 W.L.R. 1115, C.A.

Chappell v. Cooper [1980] 1 W.L.R. 958; [1980] 2 All E.R. 463, C.A. **Applied,** *National Westminster Bank Plc. v. Powney* [1990] 2 W.L.R. 1084, C.A.

Charlotte, The [1908] P. 206. **Applied,** *Wibau Maschinenfabric Hartman & Co.* [1989] 2 Lloyd's Rep. 494

Charter v. Sullivan [1957] 2 Q.B. 117; [1957] 2 W.L.R. 528; [1957] 1 All E.R. 809, C.A. **Considered,** *Shearson Lehman Hutton Inc. v. Maclaine Watson & Co. Ltd. (No. 2)* [1990] 1 Lloyd's Rep. 441

Chase Manhattan Bank N.A. v. Israel-British Bank (London) Ltd. [1981] Ch. 105; [1980] 2 W.L.R. 202; [1979] 3 All E.R. 1025. **Considered,** *Eldan Services Ltd. v. Chandag Motors Ltd.* [1990] 3 All E.R. 459

Chatters v. Burke [1986] 1 W.L.R. 1321; [1986] 3 All E.R. 168; [1986] R.T.R. 396, D.C. **Considered,** *Director of Public Prosecutions v. Feeney* (1988) 89 Cr.App.R. 173, D.C.

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Cheniston Investments Ltd. v. Waddock [1988] 46 E.G. 136, C.A. **Not followed,** *Rakhit v. Carty* [1990] 2 Q.B. 315; [1990] 2 W.L.R. 1107, C.A.

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City of London Corpn. v. Bovis Construction Ltd. (1988) 86 L.G.R. 660, C.A. **Applied,** *Portsmouth City Council v. Richards* (1988) 87 L.G.R. 757, C.A.; *Newport Borough Council v. Khan (Sabz Ali)* [1990] 1 W.L.R. 1185, C.A.

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Cobbett v. Grey (1850) 4 Exch. 729. **Distinguished,** *R. v. Deputy Governor of Parkhurst Prison, Ex parte Hague* [1990] 3 W.L.R. 1210, D.C. and C.A.

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Collins v. Stimson (1883) 11 Q.B.D. 142. **Considered,** *Hastingwood Property Ltd. v. Saunders Bearman Anselm (a firm)* [1990] 3 W.L.R. 623

Comdel Commodities Ltd. v. Siporex Trade S.A. (No. 2) [1989] 2 Lloyd's Rep. 13, C.A. **Decision of the Court of Appeal affirmed** [1990] 3 W.L.R. 1, H.L.(E.)

Commission of the European Communities v. United Kingdon of Great Britain and Northern Ireland (Case 60/86) [1989] R.T.R. 190, E.C.J. **Applied,** *R. v. London Boroughs Transport Comittee, Ex parte Freight Transport Association Ltd.* [1990] R.T.R. 109, D.C.

Compagnie Commerciale Sucres et Denrées v. C. Czarnikow Ltd. [1989] 2 Lloyd's Rep. 462, C.A. **Decision of the Court of Appeal reversed** [1990] 1 W.L.R. 1337, H.L.(E.)

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Comr. of Income Tax, Bombay Presidency and Aden v. Chunilal B. Mehta of Bombay (1938) L.R. 65 Ind.App. 332, P.C. **Applied,** *Comr. of Inland Revenue v. Hang Seng Bank Ltd.* [1990] 3 W.L.R. 1120, P.C.

Comr. of Inland Revenue v. Hang Seng Bank Ltd. [1989] 2 H.K.L.R. 236. **Decision of the Court of Appeal of Hong Kong affirmed on different grounds** [1990] 3 W.L.R. 1120, P.C.

Congreve v. Home Office [1976] Q.B. 629; [1976] 2 W.L.R. 291; [1976] 1 All E.R. 697, C.A. **Distinguished,** *R. v. Richmond Upon Thames London Borough Council, Ex parte McCarthy & Stone (Developments) Ltd.* [1990] 2 W.L.R. 1294, C.A.

Connolly Brothers Ltd. (No. 2), *In re* [1912] 2 Ch. 25, C.A. **Approved,** *Abbey National Building Society v. Cann* [1990] 2 W.L.R. 832, H.L.(E.)

Conoco (U.K.) Ltd. v. Neal [1989] I.C.R. 114, E.A.T. **Overruled,** *O'Laoire v. Jackel International Ltd.* [1990] I.C.R. 197, C.A.

Cookson v. Knowles [1979] A.C. 556; [1978] 2 W.L.R. 978; [1978] 2 All E.R. 604, H.L.(E.). **Distinguished,** *Corbett v. Barking, Havering and Brentwood Health Authority* [1990] 3 W.L.R. 1037, C.A.

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Courage Group's Pension Schemes, *In re* [1987] 1 W.L.R. 495; [1987] 1 All E.R. 528. **Considered,** *Mettoy Pension Trustees Ltd. v. Evans* [1990] 1 W.L.R. 1587

Coventry City Council v. Doyle [1981] 1 W.L.R. 1325; [1981] 2 All E.R. 184, D.C. **Overruled in part,** *Sandwell Metropolitan Borough Council v. Bujok* [1990] 1 W.L.R. 1350, H.L.(E.)

Cow v. Casey [1949] 1 K.B. 474; [1947] 1 All E.R. 197, C.A. **Distinguished,** *R. G. Carter Ltd. v. Clarke* [1990] 1 W.L.R. 578, C.A.

Cozens v. Brutus [1973] A.C. 854; [1972] 3 W.L.R. 521; [1972] 2 All E.R. 1297, H.L.(E.) **Distinguished,** *Wyre Forest District Council v. Secretary of State for the Environment* [1990] 2 A.C. 357; [1990] 2 W.L.R. 517, H.L.(E.)

Cracknell v. Willis [1988] A.C. 450; [1987] 3 W.L.R. 1082; [1987] 3 All E.R. 801; [1988] R.T.R. 1; 86 Cr.App.R. 196, H.L.(E.). **Distinguished,** *Millard v. Director of Public Prosecutions* [1990] R.T.R. 201; 91 Cr.App.R. 108, D.C.

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Craven's Estate, *In re* [1937] 1 Ch. 423. **Applied,** *Sen v. Headley* [1990] Ch. 728; [1990] 2 W.L.R. 620

Crippen, decd., In the Estate of [1911] P. 108. **Considered,** *Davitt v. Titcumb* [1990] Ch. 110; [1990] 2 W.L.R. 168

Cuckmere Brick Co. Ltd. v. Mutual Finance Ltd. [1971] Ch. 949; [1971] 2 W.L.R. 1207; [1971] 2 All E.R. 633, C.A. **Considered,** *Parker-Tweedale v. Dunbar Bank Plc.* [1990] 3 W.L.R. 767, C.A.

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D. (Infants), *In re* [1970] 1 W.L.R. 599; [1970] 1 All E.R. 1088; 68 L.G.R. 183, C.A. **Applied,** *In re M. (A Minor)* (1989) 88 L.G.R. 841, C.A. **Considered,** *Brown v. Matthews* [1990] Ch. 662; [1990] 2 W.L.R. 879, C.A.

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Dallison v. Caffery [1965] 1 Q.B. 348, 369; [1964] 3 W.L.R. 385; [1964] 2 All E.R. 610, C.A. **Dictum of Lord Denning M.R. applied,** *R. v. Lawson* (1989) 90 Cr.App.R. 107, C.A.

Danish Bacon Co. Ltd. Staff Pension Fund Trusts, *In re* [1971] 1 W.L.R. 248; [1971] 1 All E.R. 486. **Applied,** *Baird v. Baird* [1990] 2 A.C. 548; [1990] 2 W.L.R. 1412; [1990] I.C.R. 525, P.C.

Dannebrog, The (1874) L.R. 4 A. & E. 386. **Distinguished,** *Gardner Smith Pty. Ltd. v. The Ship Tomoe 8* [1990] 2 Lloyd's Rep. 178

Davies v. Presbyterian Church of Wales [1986] I.C.R. 280; [1986] 1 W.L.R. 323; [1986] 1 All E.R. 705, H.L.(E.). **Applied,** *Santokh Singh v. Guru Nanak Gurdwara* [1990] I.C.R. 309, C.A.

Davies v. Sumner [1984] 1 W.L.R. 1301; [1985] R.T.R. 95, H.L.(E.). **Applied,** *Devlin v. Hall* [1990] R.T.R. 320, D.C.

Davis v. Director of Public Prosecutions [1988] R.T.R. 156, D.C. **Considered,** *Davies v. Director of Public Prosecutions* [1989] R.T.R. 391, D.C.

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De Bry v. Fitzgerald [1990] 1 W.L.R. 552; [1990] 1 All E.R. 560, C.A. **Applied,** *Berkeley Administration v. McClelland* [1990] 2 Q.B. 407; [1990] 2 W.L.R. 1021, C.A.; *Thune v. London Properties Ltd.* [1990] 1 W.L.R. 562, C.A.

De L'Isle (Viscount) v. Times Newspapers Ltd. [1988] 1 W.L.R. 49, 58, 60; [1987] 3 All E.R. 499, C.A. **Applied,** *Beta Construction Ltd. v. Channel Four Television Co. Ltd.* [1990] 1 W.L.R. 1042, C.A. **Dicta of May L.J. and Mustill L.J. considered,** *Morrell v. International Thomson Publishing Ltd.* [1989] 3 All E.R. 733, C.A.

De Maurier (Jewels) Ltd. v. Bastion Insurance Co. Ltd. [1967] 2 Lloyd's Rep. 550, 558–559. **Dictum of Donaldson J. applied,** *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

Defrenne v. Belgian State (Case 80/70) [1971] E.C.R. 445, E.C.J. **Applied,** *Secretary of State for Employment v. Levy* [1990] I.C.R. 18, E.A.T.

Deichland, The [1990] 1 Q.B. 361; [1989] 3 W.L.R. 478; [1989] 2 All E.R. 1066; [1989] 2 Lloyd's Rep. 113, C.A. **Considered,** *The Po* [1990] 1 Lloyd's Rep. 418

Delaney v. Staples (trading as De Montfort Recruitment) [1990] I.C.R. 364, E.A.T. **Not followed,** *Kournavous v. J. R. Masterton & Sons (Demolition) Ltd.* [1990] I.C.R. 387, E.A.T.

Dempsey v. Catton [1986] R.T.R. 194, D.C. **Considered,** *Davies v. Director of Public Prosecutions* [1989] R.T.R. 391, D.C.

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Dennis v. Charnwood Borough Council [1983] Q.B. 409; [1982] 3 W.L.R. 1064; [1982] 3 All E.R. 486, C.A. **Distinguished,** *Richardson v. West Lindsey District Council* [1990] 1 W.L.R. 522, C.A.

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Department of the Environment v. Thomas Bates and Son Ltd. [1989] 1 All E.R. 1075, C.A. **Decision of the Court of Appeal affirmed** [1990] 3 W.L.R. 457, H.L.(E.)

Derby & Co. Ltd. v. Weldon (Nos. 3 and 4) [1990] Ch. 65; [1989] 2 W.L.R. 412; [1989] 1 All E.R. 1002, C.A. **Considered,** *Derby & Co. Ltd. v. Weldon (No. 6)* [1990] 1 W.L.R. 1139, C.A.

Deutz Engines Ltd. v. Terex Ltd., 1984 S.L.T. 273. **Overruled,** *Armour v. Thyssen Edelstahlwerke A.G.* [1990] 3 W.L.R. 810, H.L.(Sc.)

Dewell, In the Goods of (1853) 1 Sp.Ecc. & Ad. 103. **Doubted,** *In re White, decd.* [1990] 3 W.L.R. 187

Deyong v. Shenburn [1946] K.B. 227; [1946] 1 All E.R. 226. **Applied,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

Dimskal Shipping Co. S.A. v. International Transport Workers Federation (No. 2) [1989] 1 Lloyd's Rep. 166. **Decision of Phillips J. reversed in part** [1990] I.C.R. 694, C.A.

Dingle v. Associated Newspapers Ltd. [1960] 2 Q.B. 405; [1960] 2 W.L.R. 430; [1960] 1 All E.R. 294. **Applied,** *Rost v. Edwards* [1990] 2 Q.B. 460; [1990] 2 W.L.R. 1280

Director General of Fair Trading v. Buckland [1990] 1 W.L.R. 920, 925; [1990] 1 All E.R. 545, R.P.Ct. (E. & W.). **Dictum of Anthony Lincoln J. explained,** *Attorney-General for Tuvalu v. Philatelic Distribution Corpn.* [1990] 1 W.L.R. 926, C.A.

Director of Public Prosecutions v. Billington [1988] 1 W.L.R. 535; [1988] 1 All E.R. 435; [1988] R.T.R. 231; 87 Cr.App.R. 68, D.C. **Followed,** *Director of Public Prosecutions v. Skinner* [1990] R.T.R. 254, D.C.

Director of Public Prosecutions v. Gordon [1990] R.T.R. 71, D.C. **Applied,** *Paterson v. Director of Public Prosecutions* [1990] R.T.R. 329, D.C.

Director of Public Prosecutions v. Hutchinson [1989] Q.B. 583; [1989] 3 W.L.R. 281; [1989] 1 All E.R. 1060, D.C. **Decision of the Divisional Court of the Queen's Bench Division reversed** [1990] 2 A.C. 783; [1990] 3 W.L.R. 196, H.L.(E.)

Director of Public Prosecutions v. Hutchinson [1990] 2 A.C. 783; [1990] 3 W.L.R. 196; [1990] 2 All E.R. 836, H.L.(E.) **Applied,** *R. v. Inland Revenue Comrs., Ex parte Woolwich Equitable Building Society* [1990] 1 W.L.R. 1400, H.L.(E.)

Director of Public Prosecutions v. K. [1990] 1 W.L.R. 1067; [1990] 1 All E.R. 331, D.C. **Doubted,** *R. v. Spratt* [1990] 1 W.L.R. 1073, D.C.

Director of Public Prosecutions v. Magill [1988] R.T.R. 337, D.C. **Applied,** *Director of Public Prosecutions v. Gordon* [1990] R.T.R. 71, D.C.; *Reagan v. Director of Public Prosecutions* [1990] R.T.R. 102, D.C.

Director of Public Prosecutions v. Stonehouse [1978] A.C. 55, 67, 93; [1977] 3 W.L.R. 143; [1977] 2 All E.R. 909; 65 Cr.App.R. 192, H.L.(E.). **Dicta of Lord Diplock applied,** *Somchai Liangsiriprasert v. Government of the United States of America* [1990] 3 W.L.R. 606, P.C. **Applied,** *R. v. Gent* [1990] 1 All E.R. 364; 89 Cr.App.R. 247, C.A. **Dictum of Lord Keith of Kinkel not applied,** *Somchai Liangsiriprasert v. Government of the United States of America* [1990] 3 W.L.R. 606, P.C.

Director of Public Prosecutions v. Younas (Note) [1990] R.T.R. 22, 26, D.C. **Dictum of Stuart-Smith L.J. applied,** *Smith v. Director of Public Prosecutions* [1990] R.T.R. 17, D.C.

Donald Campbell & Co. Ltd. v. Pollak [1927] A.C. 732, H.L.(E.). **Distinguished,** *Elders Pastoral Ltd. v. Bank of New Zealand* [1990] 1 W.L.R. 1090, P.C.

Donoghue v. Stevenson [1932] A.C. 562, H.L.(Sc.). **Considered,** *Murphy v. Brentwood District Council* [1990] 3 W.L.R. 414, H.L.(E.)

Doyle v. Olby (Ironmongers) Ltd. [1969] 2 Q.B. 158; [1969] 2 W.L.R. 673; [1979] 2 All E.R. 119, C.A. **Dictum of Winn L.J. applied,** *Naughton v. O'Callaghan* [1990] 3 All E.R. 191

Dudley and District Benefit Building Society v. Emerson [1949] Ch. 707; [1949] 2 All E.R. 252, C.A. **Applied,** *Britannia Building Society v. Earl* [1990] 1 W.L.R. 422, C.A.

Duffield v. Elwes (1827) 1 Bli.(N.S.) 497. **Dicta of Lord Eldon L.C. applied,** *Sen v. Headley* [1990] Ch. 728; [1990] Ch. 728; [1990] 2 W.L.R. 620

Duke v. Reliance Systems Ltd. [1988] A.C. 618; [1988] 2 W.L.R. 359; [1988] I.C.R. 339; [1988] 1 All E.R. 626, H.L.(E.). **Applied,** *Finnegan v. Clowney Youth Training Programme Ltd.* [1990] 2 W.L.R. 1305; [1990] I.C.R. 462, H.L.(N.I.)

Dummer v. Brown [1953] 1 Q.B. 710; [1953] 2 W.L.R. 984; [1953] 1 All E.R. 1158, C.A. **Considered,** *Putty v. Hopkinson* [1990] 1 All E.R. 1057

Dunkley v. Evans [1981] 1 W.L.R. 1522; [1981] 3 All E.R. 285, D.C. **Considered,** *Director of Public Prosecutions v. Hutchinson* [1990] 2 A.C. 783; [1990] 3 W.L.R. 196, H.L.(E.)

Dunlop v. Woollahra Municipal Council [1982] A.C. 158; [1981] 2 W.L.R. 693; [1981] 1 All E.R. 1202, P.C. **Applied,** *Jones v. Swansea City Council* [1990] 1 W.L.R. 54, C.A.

Duomatic Ltd., *In re* [1969] 2 Ch. 365; [1969] 2 W.L.R. 114; [1969] 1 All E.R. 161. **Distinguished,** *Guinness Plc. v. Saunders* [1990] 2 A.C. 663; [1990] 2 W.L.R. 324, H.L.(E.)

Dutton v. Bognor Regis Urban District Council [1972] 1 Q.B. 373; [1972] 2 W.L.R. 299; [1972] 1 All E.R. 462, C.A. **Overruled,** *Murphy v. Brentwood District Council* [1990] 3 W.L.R. 414, H.L.(E.)

E., decd., *In re* [1966] 1 W.L.R. 709; [1966] 2 All E.R. 44. **Applied,** *In re Collins, decd.* [1990] Fam. 56; [1990] 2 W.L.R. 161

E.M.I. Records Ltd. v. Riley [1981] 1 W.L.R. 923; [1981] 2 All E.R. 838. **Applied,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.

Eagle Star Insurance Co. Ltd. v. Yuval Insurance Co. Ltd. [1978] 1 Lloyd's Rep. 357, C.A. **Considered,** *Home and Overseas Insurance Co. Ltd. v. Mentor Insurance Co. (U.K.) Ltd.* [1990] 1 W.L.R. 153, C.A.

Edwards v. Bairstow [1956] A.C. 14; [1955] 3 W.L.R. 410; [1955] 3 All E.R. 48, H.L.(E.). **Considered,** *Lee Ting Sang v. Chung Chi-Keung* [1990] 2 A.C. 374; [1990] 2 W.L.R. 1173; [1990] I.C.R. 409, P.C.

Edwards v. West Herts Group Hospital Management Committee [1957] 1 W.L.R. 415; [1957] 1 All E.R. 541, C.A. **Applied,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

El Awadi v. Bank of Credit and Commerce International S.A. Ltd. [1990] 1 Q.B. 606; [1989] 3 W.L.R. 220; [1989] 1 All E.R. 242. **Considered,** *Mettoy Pension Trustees Ltd. v. Evans* [1990] 1 W.L.R. 1587

Elders Pastoral Ltd. v. Bank of New Zealand (No. 2) [1989] 2 N.Z.L.R. 180. **Decision of the Court of Appeal of New Zealand affirmed** [1990] 1 W.L.R. 1478, P.C.

Elliot v. C. [1983] 1 W.L.R. 939, 949–950; [1983] 2 All E.R. 1005, D.C. **Dicta of Robert Goff L.J. considered,** *Director of Public Prosecutions v. K. (A Minor)* [1990] 1 W.L.R. 1067, C.A.

Ellis v. Ellis (1909) 26 T.L.R. 166. **Applied,** *Gibbon v. Mitchell* [1990] 1 W.L.R. 1304

Emerald Stainless Steel Ltd. v. South Side Distribution Ltd., 1983 S.L.T. 162. **Overruled,** *Armour v. Thyssen Edelstahlwerke A.G.* [1990] 3 W.L.R. 810, H.L.(Sc.)

Empresa Exportadora de Azucar v. Industria Azucarera Nacional S.A. [1983] 2 Lloyd's Rep. 171, C.A. **Considered,** *Ulysses Compania Naviera S.A. v. Huntingdon Petroleum Services Ltd.* [1990] 1 Lloyd's Rep. 160

Enfield London Borough Council v. McKeon [1986] 1 W.L.R. 1007; [1986] 2 All E.R. 730, C.A. **Distinguished,** *Dance v. Welwyn Hatfield District Council* [1990] 1 W.L.R. 1097, C.A.

Enichem Anic S.p.A. v. Ampelos Shipping Co. Ltd. [1990] 1 Lloyd's Rep. 252, C.A. **Applied,** *Anonima Petroli Italiana S.p.A. v. Marlucidez Armadora S.A.* [1990] 1 Lloyd's Rep. 354

Esdell Caravan Parks Ltd. v. Hemel Hempstead Rural District Council [1966] 1 Q.B. 895; [1965] 3 W.L.R. 1238; [1965] 2 All E.R. 1011; 64 L.G.R. 1, C.A. **Applied,** *Babbage v. North Norfolk District Council* (1989) 88 L.G.R. 235, C.A.

Euro-Diam Ltd. v. Bathurst [1990] 1 Q.B. 1, 35; [1988] 2 W.L.R. 517; [1988] 2 All E.R. 23, C.A. **Applied,** *Howard v. Shirlstar Container Transport Ltd.* [1990] 1 W.L.R. 1292, C.A. **Dicta of Kerr L.J. applied,** *Kirkham v. Chief Constable of the Greater Manchester Police* [1990] 2 Q.B. 283; [1990] 2 W.L.R. 987, C.A.

European Asian Bank AG v. Punjab and Sind Bank [1983] 1 W.L.R. 642, 653; [1983] 2 All E.R. 508, C.A. **Dictum of Robert Goff L.J. considered,** *Putty v. Hopkinson* [1990] 1 All E.R. 1057

European Grain and Shipping Ltd. v. Dansk Landsbrugs Grovvareslskab [1986] 1 Lloyd's Rep. 163. **Approved,** *Comdel Commodities Ltd. v. Siporex Trade S.A. (No. 2)* [1990] 3 W.L.R. 1, H.L.(E.)

F. (Minors) (Wardship: Police Investigation), *In re* [1989] Fam. 18; [1988] 3 W.L.R. 818, C.A. **Applied,** *Brown v. Matthews* [1990] Ch. 662; [1990] 2 W.L.R. 879, C.A.

F. (orse. A.) (A Minor) (Publication of Information), *In re* [1977] Fam. 58; [1976] 3 W.L.R. 813; [1977] 1 All E.R. 114, C.A. **Considered,** *P. v. Liverpool Daily Post and Echo Newspapers Plc.* [1990] 2 W.L.R. 494, C.A.

Fairgrieve v. Newman (1985) 82 Cr.App.R. 60, D.C. **Applied,** *R. v. Swansea Crown Court, Ex parte Stacey* [1990] R.T.R. 183, D.C.

Family Housing Association v. Miah (1982) 5 H.L.R. 94, C.A. **Not followed,** *Family Housing Association v. Jones* [1990] 1 W.L.R. 779, C.A.

Farquharson Brothers & Co. v. C. King & Co. [1902] A.C. 325, H.L.(E.). **Applied,** *Debs v. Sibec Developments Ltd.* [1990] R.T.R. 91

Felix v. Shiva [1983] 1 Q.B. 82; [1982] 3 W.L.R. 444; [1982] 3 All E.R. 263, C.A. **Applied,** *Kennedy v. Bowater Containers Ltd.* [1990] 2 Q.B. 391; [1990] 2 W.L.R. 84

Ffinch v. Combe [1894] P. 191. **Applied,** *In re Adams, decd.* [1990] Ch. 601; [1990] 2 W.L.R. 924

Fidelitas Shipping Co. Ltd. v. V/O Exportchleb [1966] 1 Q.B. 630; [1965] 2 W.L.R. 1059; [1965] 2 All E.R. 4, H.L.(E.). **Applied,** *Arnold v. National Westminster Bank Plc.* [1990] Ch. 573; [1990] 2 W.L.R. 304, C.A.

Firma C-Trade S.A. v. Newcastle Protection and Indemnity Association [1989] 1 Lloyd's Rep. 239, C.A. **Decision of the Court of Appeal reversed** [1990] 3 W.L.R. 78, H.L.(E.)

Firth v. Staines [1897] 2 Q.B. 70. **Applied,** *Webb v. Ipswich Borough Council* (1989) 88 L.G.R. 165, C.A.

Forsikringsaktieselskapet Vesta v. Butcher [1989] A.C. 852; [1988] 3 W.L.R. 565; [1988] 2 All E.R. 43; [1988] 1 Lloyd's Rep. 19, C.A. **Applied,** *Youeil v. Bland Welch & Co. Ltd. (No. 2)* [1990] 2 Lloyd's Rep. 431

Forster v. Outred & Co. [1982] 1 W.L.R. 86; [1982] 2 All E.R. 753, C.A. **Applied,** *Iron Trade Mutual Insurance Co. Ltd. v. J.K. Buckenham Ltd.* [1990] 1 All E.R. 808; *Islander Trucking Ltd. v. Hogg Robinson & Gardner Mountain (Marine) Ltd.* [1990] 1 All E.R. 826; *Bell v. Peter Browne & Co.* [1990] 2 Q.B. 495; [1990] 3 W.L.R. 510, C.A.

Foster v. British Gas Plc. [1988] I.C.R. 584, C.A. **Followed,** *R. v. London Boroughs Transport Committee, Ex parte Freight Transport Association Ltd.* [1990] R.T.R. 109, D.C.

Freason v. Loe (1877) 26 W.R. 138. **Considered,** *Mason v. Desnoes and Geddes Ltd.* [1990] 2 A.C. 729; [1990] 2 W.L.R. 1273, P.C.

French v. Champkin [1920] 1 K.B. 76, D.C. **Considered,** *R. v. Formosa* [1990] 3 W.L.R. 1179, C.A.

Froom v. Butcher [1976] Q.B. 286; [1975] 3 W.L.R. 379; [1975] 3 All E.R. 520; [1975] R.T.R. 518, C.A. **Distinguished,** *Eastman v. South West Thames Health Authority* [1990] R.T.R. 315

Furniss v. Ford (1981) 55 T.C. 561. **Considered,** *Gibson v. General Comrs. Stroud Division* (1989) T.C. Leaflet No. 3176

G. & H. Montage G.m.b.H. v. Irvani [1988] 1 W.L.R. 1285. **Decision of Saville J. affirmed** [1990] 1 W.L.R. 667, C.A.

Galvanized Tank Manufacturers' Association's Agreement, *In re* [1965] 1 W.L.R. 1074, 1090; [1965] 2 All E.R. 1003, R.P.Ct. (E. & W.). **Dicta of Magaw J. applied,** *Attorney-General for Tuvalu v. Philatelic Distribution Corpn.* [1990] 1 W.L.R. 926, C.A.

Garfield v. Maddocks [1974] Q.B. 7; [1973] 2 W.L.R. 888; [1973] 2 All E.R. 303, D.C. **Applied,** *R. v. Swansea Crown Court, Ex parte Stacey* [1990] R.T.R. 183, D.C .

Garland v. British Rail Engineering Ltd. [1983] 2 A.C. 751; [1982] 2 W.L.R. 918; [1982] 2 All E.R. 402, E.C.J. and H.L.(E.). **Applied,** *R. v. Secretary of State for the Home Department, Ex parte Brind* [1990] 2 W.L.R. 787, C.A.

Garnac Grain Co. Inc. v. H.M.F. Faure & Fairclough Ltd. (Note) [1968] A.C. 1130; [1967] 3 W.L.R. 143; [1967] 2 All E.R. 353; [1967] 1 Lloyd's Rep. 495, H.L.(E.). **Followed,** *Shearson Lehman Hutton Inc. v. Maclaine Watson & Co. Ltd. (No. 2)* [1990] 3 All E.R. 723; [1990] 1 Lloyd's Rep. 441

Gartside v. Sheffield Young & Ellis [1983] N.Z.L.R. 37. **Approved,** *Kuwait Asia Bank E.C. v. National Mutual Life Nominees Ltd.* [1990] 3 W.L.R. 297, P.C.

Gaskell and Chambers Ltd. v. Majestic Hotel Ltd. 1987–89 M.L.R. 258. **Overruled,** *Davis v. Radcliffe* [1990] 1 W.L.R. 821, P.C.

Gaskins v. Liverpool City Council [1980] 1 W.L.R. 1549, C.A. **Considered,** *Brown v. Matthews* [1990] Ch. 662; [1990] 2 W.L.R. 879, C.A.

General Medical Council v. Goba [1988] I.C.R. 885, E.A.T. **Approved,** *Hampson v. Department of Education and Science* [1990] 3 W.L.R. 42; [1990] I.C.R. 511, H.L.(E.)

Goldsmith v. Pressdram Ltd. (Note) [1988] 1 W.L.R. 64; [1987] 3 All E.R. 485, C.A. **Applied,** *Beta Construction Ltd. v. Channel Four Television Co. Ltd.* [1990] 1 W.L.R. 1042, C.A.

Grady v. Pollard [1988] R.T.R. 316, D.C. **Considered,** *Davies v. Director of Public Prosecutions* [1989] R.T.R. 391, D.C.

Graham v. Dodds [1983] 1 W.L.R. 808; [1983] 2 All E.R. 953, H.L.(N.I.). **Distinguished,** *Corbett v. Barking, Havering and Brentwood Health Authority* [1990] 3 W.L.R. 1037, C.A.

Green v. Hampshire County Council [1979] I.C.R. 86. **Considered,** *Crown Estate Comrs. v. Dorset County Council* (1989) 88 L.G.R. 132

Green v. Russell [1959] 2 Q.B. 226; [1959] 3 W.L.R. 17; [1959] 2 All E.R. 525, C.A. **Distinguished,** *McCamley v. Cammell Laird Shipbuilders Ltd.* [1990] 1 W.L.R. 963, C.A.

Greenhalgh v. Mallard [1947] 2 All E.R. 255. **Applied,** *Ethiopian Oilseeds & Pulses Export Corpn. v. Rio del Mar Foods Inc.* [1990] 1 Lloyd's Rep. 86

Greenmast Shipping Co. S.A. v. Jean Lion et Cie S.A. [1986] 2 Lloyd's Rep. 277. **Applied,** *Batis Maritime Corpn. v. Petroleos del Mediterraneo S.A.* [1990] 1 Lloyd's Rep. 345

Greg May (Carpet Fitters & Contractors) Ltd. v. Dring [1990] I.C.R. 188, E.A.T. **Applied,** *Kournavous v. J. R. Masterton & Sons (Demolition) Ltd.* [1990] I.C.R. 387, E.A.T.

Grice v. Dudley Corpn. [1958] Ch. 329; [1957] 3 W.L.R. 314; [1957] 2 All E.R. 673; 55 L.G.R. 493. **Considered,** *Westminster City Council v. Quereshi* (1990) 88 L.G.R. 826

Griffin v. Squires [1958] 1 W.L.R. 1106, 1109; [1958] 3 All E.R. 468, D.C. **Applied,** *Price v. Director of Public Prosecutions* [1990] R.T.R. 413, C.A.

Grimsby Cold Stores Ltd. v. Jenkins & Potter (1985) 1 Const.L.J. 362, C.A. **Considered,** *Leicester Wholesale Fruit Market Ltd. v. Grundy* [1990] 1 W.L.R. 107, C.A.

Guinness Plc. v. Saunders [1988] 1 W.L.R. 863; [1988] 2 All E.R. 940, C.A. **Decision of the Court of Appeal affirmed on different grounds** [1990] 2 A.C. 663; [1990] 2 W.L.R. 324, H.L.(E.)

H. v. H. (Minor) (Child Abuse: Evidence) [1990] Fam. 86; [1989] 3 W.L.R. 933; [1989] 3 All E.R. 740, C.A. **Distinguished,** *Bradford City Metropolitan Council v. K. (Minors)* [1990] Fam. 140; [1990] 2 W.L.R. 532

Hadkinson v. Hadkinson [1952] P. 285, 298; [1952] 2 All E.R. 567, C.A. **Dicta of Denning L.J. approved,** *X Ltd. v. Morgan-Grampian (Publishers) Ltd.* [1990] 2 W.L.R. 1000, H.L.(E.). **Considered,** *X Ltd. v. Morgan-Grampian Plc.* [1990] 2 W.L.R. 421, C.A.

Haiti (Republic of) v. Duvalier [1990] 1 Q.B. 202; [1989] 2 W.L.R. 261; [1989] 1 All E.R. 456, C.A. **Distinguished,** *Rosseel N.V. v. Oriental Commercial Shipping (U.K.) Ltd.* [1990] 1 W.L.R. 1387, C.A.

Halesowen Presswork & Assemblies v. Westminster Bank Ltd. [1971] 1 Q.B. 1; [1970] 3 W.L.R. 625; [1970] 3 All E.R. 473, C.A. **Applied,** *Hongkong and Shanghai Banking Corpn. v. Kloeckner & Co. A.G.* [1990] 2 Q.B. 514; [1990] 3 W.L.R. 634

Hall (J. & E.) Ltd. v. Barclay [1937] 3 All E.R. 620, C.A. **Applied,** *Debs v. Sibec Developments Ltd.* [1990] R.T.R. 91

Hallamshire Industrial Finance Trust Ltd. v. Inland Revenue Comrs. [1979] 1 W.L.R. 620; [1979] 2 All E.R. 433; 53 T.C. 631. **Considered,** *Gibson v. General Comrs. Stroud Division* (1989) T.C. Leaflet No. 3176

Hamblett v. Godfrey [1987] 1 W.L.R. 357; [1987] 1 All E.R. 916, C.A. **Distinguished,** *Shilton v. Wilmshurst* [1990] 1 W.L.R. 373, C.A.

Hammersmith London Borough Council v. Magnum Automated Forecourts Ltd. [1978] 1 W.L.R. 50, 55; [1978] 1 All E.R. 401, C.A. **Dictum of Lord Denning M.R. considered,** *Kirklees Metropolitan Borough Council v. Wickes Building Supplies Ltd.* [1990] 1 W.L.R. 1237

Hampson v. Department of Education and Science [1989] I.C.R. 179, C.A. **Decision of the Court of Appeal reversed** [1990] 3 W.L.R. 42; [1990] I.C.R. 511, H.L.(E.)

Hamzeh Malas & Sons v. British Imex Industries Ltd. [1958] 2 Q.B. 127; [1958] 2 W.L.R. 100; [1958] 1 All E.R. 262; [1957] 2 Lloyd's Rep. 549, C.A. **Applied,** *Korea Industry Co. Ltd. v. Andoll Ltd.* [1990] 2 Lloyd's Rep. 183

Hanak v. Green [1958] 2 Q.B. 9; [1958] 2 W.L.R. 755; [1958] 2 All E.R. 141, C.A. **Applied,** *Dole Dried Fruit and Nut Co. v. Trustin Kenwood Ltd.* [1990] 2 Lloyd's Rep. 309, C.A.

Hanks v. Ace High Productions Ltd. [1978] I.C.R. 1155, E.A.T. **Applied,** *Spring Grove Services Group Plc. v. Hickinbottom* [1990] I.C.R. 111, E.A.T.

Harbutt's Plasticine Ltd. v. Wayne Tank and Pump Co. Ltd. [1970] 1 Q.B. 447; [1970] 2 W.L.R. 198; [1970] 1 All E.R. 225, C.A. **Applied,** *Dominion Mosaics and Tile Co. Ltd. v. Trafalgar Trucking Co. Ltd.* [1990] 2 All E.R. 246, C.A.

Harlow & Jones v. Panex (International) Ltd. [1967] 2 Lloyd's Rep. 509. **Applied,** *Cosemar S.A. v. Marimarna Shipping Co. Ltd.* [1990] 2 Lloyd's Rep. 323

Harington v. Hoggart (1830) 1 B. & Ad. 577. **Considered,** *Hastingwood Property Ltd. v. Saunders Bearman Anselm (a firm)* [1990] 3 W.L.R. 623

Harker v. Caledonian Insurance Co. [1980] 1 Lloyd's Rep. 556; [1980] R.T.R. 241, H.L.(E.). **Considered,** *Suttle v. Simmons* [1989] 2 Lloyd's Rep. 227, P.C.

Harman v. Glencross [1986] Fam. 81; [1986] 2 W.L.R: 637; [1986] 1 All E.R. 545, C.A. **Applied,** *Austin-Fell v. Austin-Fell* [1990] Fam. 172; [1990] 3 W.L.R. 33

Harris v. Wyre Forest District Council [1988] Q.B. 835; [1988] 2 W.L.R. 1173; [1988] 1 All E.R. 691, C.A. **Considered,** *Roberts v. J. Hampson and Co.* [1990] 1 W.L.R. 94

Harrison v. Tew [1989] Q.B. 307; [1988] 2 W.L.R. 1; [1987] 3 All E.R. 865, C.A. **Decision of the Court of Appeal affirmed** [1990] 2 A.C. 523; [1990] 2 W.L.R. 210, H.L.(E.)

Hartland v. Diggines [1926] A.C. 289, H.L.(E.). **Applied,** *Glynn v. Comr. of Inland Revenue* [1990] 2 A.C. 298; [1990] 2 W.L.R. 633, P.C.

Hatrick v. Comr. of Inland Revenue [1963] N.Z.L.R. 641. **Applied,** *Holt v. Holt* [1990] 1 W.L.R. 1250, P.C.

Havering London Borough Council v. Stevenson [1971] R.T.R. 58, D.C. **Applied,** *Devlin v. Hall* [1990] R.T.R. 320, D.C.

Hayes v. Duggan [1929] I.R. 406. **Distinguished,** *Inland Revenue Comrs. v. Aken* [1990] 1 W.L.R. 1374, C.A.

Hayes v. Malleable Working Men's Club and Institute [1985] I.C.R. 703, E.A.T. **Applied,** *Webb v. Emo Air Cargo (U.K.) Ltd.* [1990] I.C.R. 442, E.A.T.

Hayim v. Citibank N.A. [1987] A.C. 730; [1987] 3 W.L.R. 83, P.C. **Considered,** *Parker-Tweedale v. Dunbar Bank Plc.* [1990] 3 W.L.R. 767, C.A.

Hazell v. Hammersmith and Fulham London Borough Council [1990] 2 Q.B. 697; [1990] 2 W.L.R. 17, D.C. **Order of the Divisional Court of the Queen's Bench Division varied** [1990] 2 Q.B. 697; [1990] 2 W.L.R. 1038, C.A.

Heaton v. Bell [1970] A.C. 728; [1969] 2 W.L.R. 735; [1969] 2 All E.R. 70, H.L.(E.). **Applied,** *Glynn v. Comr. of Inland Revenue* [1990] 2 A.C. 298; [1990] 2 W.L.R. 633, P.C.

Hedley Byrne & Co. Ltd. v. Heller & Partners Ltd. [1964] A.C. 465, 525–526, 529; [1963] 3 W.L.R. 101; [1963] 2 All E.R. 575, H.L.(E.). **Applied,** *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.). **Considered,** *Al Saudi Banque v. Clarke Pixley (a firm)* [1990] Ch. 313; [1990] 2 W.L.R. 344. **Dicta of Lord Devlin considered,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

Hely-Hutchinson v. Brayhead Ltd. [1968] 1 Q.B. 549; [1967] 3 W.L.R. 1408; [1967] 3 All E.R. 98, C.A. **Considered,** *Guinness Plc. v. Saunders* [1990] 2 A.C. 663; [1990] 2 W.L.R. 324, H.L.(E.)

Henderson v. Henderson (1843) 3 Hare 100. **Applied,** *Arnold v. National Westminster Bank Plc.* [1990] Ch. 573; [1990] 2 W.L.R. 304, C.A.

Heron Garage Properties Ltd. v. Moss [1974] 1 W.L.R. 148; [1974] 1 All E.R. 421. **Distinguished,** *Balbosa v. Ayoub Ali* [1990] 1 W.L.R. 914, P.C.

Hill v. Chief Constable of West Yorkshire [1989] A.C. 53; [1988] 2 W.L.R. 1049; [1988] 2 All E.R. 238, H.L.(E,). **Applied,** *Clough v. Bussan* [1990] 1 All E.R. 431

Hobbs v. Clark [1988] R.T.R. 36; D.C. **Applied,** *Director of Public Prosecutions v. Gordon* [1990] R.T.R. 71, D.C.; *Paterson v. Director of Public Prosecutions* [1990] R.T.R. 329, D.C. **Explained,** *Regan v. Director of Public Prosecutions* [1990] R.T.R. 102, D.C.

Hobbs v. Knight (1838) 1 Curt. 768. **Applied,** *In re Adams, decd.* [1990] Ch. 601; [1990] 2 W.L.R. 924

Hochstrasser v. Mayes [1960] A.C. 376, 390, 391; [1960] 2 W.L.R. 63; [1959] 3 All E.R. 817, 38 T.C. 673, H.L.(E.). **Dicta of Viscount Simonds and Lord Radcliffe applied,** *Shilton v. Wilmshurst* [1990] 1 W.L.R. 373, C.A.

Hodgson v. Trapp [1989] A.C. 807; [1989] 3 W.L.R. 1281; [1989] 3 All E.R. 870, H.L.(E.). **Followed,** *McCamley v. Cammell Laird Shipbuilders Ltd.* [1990] 1 W.L.R. 963, C.A.

Hoenig v. Isaacs [1952] 1 All E.R. 176, C.A. **Applied,** *Williams v. Roffey Bros. & Nicholls (Contractors) Ltd.* [1990] 2 W.L.R. 1153, C.A.

Hoffmann-La Roche (F.) & Co. A.G. v. Secretary of State for Trade and Industry [1975] A.C. 295; [1974] 3 W.L.R. 104; [1974] 2 All E.R. 1128, H.L.(E.). **Applied,** *Kirklees Metropolitan Borough Council v. Wickes Building Supplies Ltd.* [1990] 1 W.L.R. 1237. **Considered,** *R. v. Secretary of State for Transport, Ex parte Factortame Ltd. (No. 2) (Case C 213/89)* [1990] 3 W.L.R. 818, H.L.(E.)

Holliday (A Bankrupt), *In re*, *Ex parte* Trustee of the Property of the Bankrupt v. Holliday [1981] Ch. 405; [1981] 2 W.L.R. 996; [1980] 3 All E.R. 385, C.A. **Distinguished,** *In re Citro (A Bankrupt)* [1990] 3 W.L.R. 880, C.A.

Hollington Brothers v. Rhodes [1951] 2 T.L.R. 691. **Considered,** *Markfaith Investment Ltd. v. Chiap Hua Flashlights Ltd.* [1990] 2 W.L.R. 1451, P.C.

Hollingworth v. Southern Ferries Ltd. [1977] 2 Lloyd's Rep. 70. **Applied,** *Dillon v. Baltic Shipping Co.* [1990] 1 Lloyd's Rep. 579

Holt v. Holt [1987] 1 N.Z.L.R. 85. **Decision of the Court of Appeal of New Zealand affirmed** [1990] 1 W.L.R. 1250, P.C.

Home and Overseas Insurance Co. Ltd. v. Mentor Insurance Co. (U.K.) Ltd. [1990] 1 W.L.R. 153; [1989] 3 All E.R. 74; [1989] 1 Lloyd's Rep. 473, C.A. **Applied,** *Hayter v. Nelson* [1990] 2 Lloyd's Rep. 265

Home Insurance Co. Ltd. v. Administratia Asigurarilor de Stat [1983] 2 Lloyd's Rep. 674. **Considered,** *Home and Overseas Insurance Co. Ltd. v. Mentor Insurance Co. (U.K.) Ltd.* [1990] 1 W.L.R. 153, C.A.

Hone v. Page [1980] F.S.R. 500, 507. **Dicta of Slade L.J. applied,** *Attorney-General for Tuvalu v. Philatelic Distribution Corpn.* [1990] 1 W.L.R. 926, C.A.

Honig v. Scarsfield [1986] S.T.C. 246; 59 T.C. 337, C.A. **Distinguished,** *Burford v. Durkin* (1989) T.C. Leaflet No. 3197

Hooper v. Eaglestone (1977) 76 L.G.R. 308, D.C. **Not followed,** *Adams v. Watkins* (1989) 88 L.G.R. 576, C.A.

Hornal v. Neuberger Products Ltd. [1957] 1 Q.B. 247; [1956] 3 W.L.R. 1034; [1956] 3 All E.R. 970, C.A. **Applied,** *R. v. Wolverhampton Coroner, Ex parte McCurbin* [1990] 1 W.L.R. 719, C.A.

Hoveringham Gravels Ltd. v. Secretary of State for the Environment [1975] Q.B. 754; [1975] 2 W.L.R. 897; [1975] 2 All E.R. 931, C.A. **Applied,** *R. v. Exeter City Council, Ex parte J. L. Thomas & Co. Ltd.* [1990] 3 W.L.R. 100

Howe v. Malkin (1878) 40 L.T. 196. **Dictum of Grove J. applied,** *R. v. McCay* [1990] 1 W.L.R. 645, C.A.

Humberside County Council v. R. [1917] 1 W.L.R. 1251; [1977] 3 All E.R. 964, D.C. **Distinguished,** *Bradford City Metropolitan Council v. K. (Minors)* [1990] Fam. 140; [1990] 2 W.L.R. 532

Hunt v. R. M. Douglas (Roofing) Ltd. [1990] A.C. 398; [1988] 3 W.L.R. 975; [1988] 3 All E.R. 823, H.L.(E.). **Considered,** *Putty v. Hopkinson* [1990] 1 All E.R. 1057. **Distinguished,** *Legal Aid Board v. Russell* [1990] 2 Q.B. 607; [1990] 3 W.L.R. 526, C.A.

Hunter v. Chief Constable of the West Midlands Police [1982] A.C. 529; [1981] 3 W.L.R. 906; [1981] 3 All E.R. 727, H.L.(E.). **Applied,** *Ashmore v. British Coal Corpn.* [1990] 2 Q.B. 338; [1990] 2 W.L.R. 1437; [1990] I.C.R. 485, P.C.

Hyland v. J.H. Barker (North West) Ltd. [1985] I.C.R. 861, E.A.T. **Considered,** *Wilkinson v. Lugg* [1990] I.C.R. 599, E.A.T.

Hussain v. New Taplow Paper Mills Ltd. [1988] A.C. 514; [1988] 2 W.L.R. 266; [1988] 1 All E.R. 541, H.L.(E.). **Distinguished,** *McCamley v. Cammell Laird Shipbuilders Ltd.* [1990] 1 W.L.R. 963, C.A.

Industrial Diamond Supplies v. Luigi Riva (Case 43/77) [1977] E.C.R. 2175, E.C.J. **Applied,** *Petereit v. Babcock International Holdings Ltd.* [1990] 1 W.L.R. 350

Inland Revenue Comrs. v. Pearlberg [1953] 1 W.L.R. 331; [1953] 1 All E.R. 388; 34 T.C. 57, C.A. **Considered,** *Inland Revenue Comrs. v. Aken* [1990] 1 W.L.R. 1374, C.A.

Inland Revenue Comrs. v. Plummer [1989] A.C. 896; [1979] 3 W.L.R. 689; [1979] 3 All E.R. 775, H.L.(E.). **Distinguished,** *Moodie v. Inland Revenue Comrs.* [1990] 1 W.L.R. 1084

Inquiry under the Company Securities (Insider Dealing) Act 1985, *In re* An [1988] A.C. 660; [1988] 2 W.L.R. 33; [1988] 1 All E.R. 203, H.L.(E.). **Considered,** *X Ltd. v. Morgan-Grampian (Publishers) Ltd.* [1990] 2 W.L.R. 1000, H.L.(E.)

Insurance Co. of Africa v. Scor (U.K.) Reinsurance Co. Ltd. [1985] 1 Lloyd's Rep. 312, C.A. **Applied,** *Insurance Co. of the State of Pennsylvania v. Grand Union Insurance Co.* [1990] 1 Lloyd's Rep. 208

Intraco Ltd. v. Notis Shipping Corpn. [1981] 2 Lloyd's Rep. 256, C.A. **Considered,** *Hongkong and Shanghai Banking Corpn. v. Kloeckner & Co. A.G.* [1990] 2 Q.B. 514; [1990] 3 W.L.R. 634

Investors in Industry Commercial Properties Ltd. v. South Bedfordshire District Council [1986] Q.B. 1034; [1986] 2 W.L.R. 937; [1986] 1 All E.R. 787, C.A. **Followed,** *Richardson v. West Lindsey District Council* [1990] 1 W.L.R. 522, C.A. **Considered,** *Murphy v. Brentwood District Council* [1990] 2 W.L.R. 944, C.A.

Ipswich Borough Council v. Fisons Plc. [1990] Ch. 709; [1989] 3 W.L.R. 818; [1989] 2 All E.R. 737. **Decision of Sir Nicolas Browne-Wilkinson V.-C. affirmed on different grounds** [1990] Ch. 709; [1990] 2 W.L.R. 108, C.A.

Irani v. Southampton and South West Hampshire Health Authority [1985] I.C.R. 590. **Distinguished,** *Alexander v. Standard Telephones & Cables Plc.* [1990] I.C.R. 291

Iraqi Ministry of Defence v. Arcepey Shipping Co. S.A. [1981] Q.B. 65; [1980] 2 W.L.R. 488; [1980] 1 All E.R. 480; [1980] 1 Lloyd's Rep. 632. **Considered** *Atlas Maritime Co. S.A. v. Avalon Maritime Ltd.* [1990] 2 Lloyd's Rep. 258

Irish Shipping Ltd. v. Commercial Union Co. Plc. [1989] 3 All E.R. 853, 886, C.A. **Considered,** *Derby & Co. Ltd. v. Weldon (No. 6)* [1990] 1 W.L.R. 1139, C.A.

Iron Trade Mutual Insurance Co. Ltd. v. J. K. Buckenham Ltd. [1990] 1 All E.R. 808. **Followed,** *Islander Trucking Ltd. v. Hogg Robinson & Gardner Mountain (Marine) Ltd.* [1990] 1 All E.R. 826

Iswera v. Inland Revenue Comrs. [1965] 1 W.L.R. 663, P.C. **Applied,** *Kirkham v. Williams* (1989) T.C. Leaflet No. 3173

J. (A Minor) (Abduction: Custody Rights), *In re* [1990] 2 A.C. 562; [1990] 3 W.L.R. 492; [1990] 2 All E.R. 449, C.A. **Decision of the Court of Appeal affirmed** [1990] 2 A.C. 562; [1990] 3 W.L.R. 492, H.L.(E.)

Jackson v. Harrison (1978) 138 C.L.R. 438. **Considered,** *Pitts v. Hunt* [1990] 3 W.L.R. 542, C.A.

Jacobson v. Fraction (1928) 138 L.T. 386, C.A. **Applied,** *Adams v. Cape Industries Plc.* [1990] Ch. 433; [1990] 2 W.L.R. 657, Scott J. and C.A.

Jamal v. Moolla Dawood, Sons & Co. [1916] 1 A.C. 175, P.C. **Considered,** *Hussey v. Eels* [1990] 2 Q.B. 227; [1990] 2 W.L.R. 234, C.A.

James v. Eastleigh Borough Council [1990] 1 Q.B. 61; [1989] 3 W.L.R. 123; [1989] I.C.R. 423; [1989] 2 All E.R. 914, C.A. **Decision of the Court of Appeal reversed** [1990] 2 A.C. 751; [1990] 3 W.L.R. 55; [1990] I.C.R. 554, H.L.(E.)

James v. Eastleigh Borough Council [1990] 1 Q.B. 61; [1989] 3 W.L.R. 123; [1989] I.C.R. 423; [1989] 2 All E.R. 914, C.A. **Applied,** *Barclays Bank Plc. v. James* [1990] I.C.R. 333, E.A.T. **Considered,** *Berkeley Administration v. McClelland* [1990] 2 Q.B. 407; [1990] 2 W.L.R. 1021, C.A.

JEB Fastners Ltd. v. Marks, Bloom & Co. [1983] 1 All E.R. 583, C.A. **Considered,** *Al Saudi Banque v. Clarke Pixley (a firm)* [1990] Ch. 313; [1990] 2 W.L.R. 344. **Distinguished,** *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Jeffries v. Stevens (1982) 56 T.C. 134. **Considered,** *Sherrocks v. McIntosh* (1989) T.C. Leaflet No. 3191

Jennings v. Kelly [1940] A.C. 206; [1939] 4 All E.R. 464, H.L.(N.I.). **Applied,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

Jessamine Investment Co. v. Schwartz [1978] Q.B. 264; [1977] 2 W.L.R. 145; [1976] 3 All E.R. 521, C.A. **Considered,** *Britannia Building Society v. Earl* [1990] 1 W.L.R. 422, C.A.

Joachimson v. Swiss Bank Corpn. [1921] 3 K.B. 110, C.A. **Applied,** *National Bank of Commerce v. National Westminster Bank Plc.* [1990] 2 Lloyd's Rep. 514

John v. Rees [1970] Ch. 345, 370; [1969] 2 W.L.R. 1294; [1969] 2 All E.R. 274. **Dicta of Megarry J. applied,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.

Johnson, *In re* (1888) 20 Q.B.D. 68, 74, D.C. **Applied,** *R. v. Runting* (1988) 89 Cr.App.R. 243, C.A.

Johnson v. West Yorkshire Metropolitan Police [1986] R.T.R. 167, D.C. **Considered,** *Davies v. Director of Public Prosecutions* [1988] R.T.R. 391, D.C.; *Director of Public Prosecutions v. Gordon* [1990] R.T.R. 71, D.C.

Johnston v. Chief Constable of the Royal Ulster Constabulary (Case 222/84) [1987] Q.B. 129; [1987] 3 W.L.R. 1038; [1987] I.C.R. 83; [1986] 3 All E.R. 135, E.C.J. **Considered,** *Marshall v. Southampton and South West Hampshire Health Authority (Teaching) (No. 2)* [1990] I.C.R. 6, E.A.T.

Jones v. Challenger [1961] 1 Q.B. 176; [1960] 2 W.L.R. 695; [1960] 1 All E.R. 785, C.A. **Distinguished,** *In re Citro (A Bankrupt)* [1990] 3 W.L.R. 880, C.A.

Jones v. Swansea City Council [1990] 1 W.L.R. 54; [1989] 3 All E.R. 162. **Decision of the Court of Appeal reversed** [1990] 1 W.L.R. 1453, H.L.(E.)

Julius v. Lord Bishop of Oxford (1880) 5 App.Cas. 214, H.L.(E). **Applied,** *Collard v. Mining & Industrial Holdings Ltd.* (1989) T.C. Leaflet No. 3182, H.L.(E.)

K. (Infants), *In re* [1965] A.C. 201; [1963] 3 W.L.R. 408; [1963] 3 All E.R. 191, H.L.(E.). **Considered,** *In re W. (Minors) (Wardship: Hearsay Evidence)* (1989) 88 L.G.R. 544, C.A.

K. (Minors) (Wardship: Criminal Proceedings), *In re* [1988] Fam. 1; [1987] 3 W.L.R. 1233; [1988] 1 All E.R. 214. **Applied,** *In re J.S. (A Minor) (Wardship: Boy Soldier)* [1990] Fam. 182; [1990] 3 W.L.R. 119

K.D. (A Minor) (Ward: Termination of Access), *In re* [1988] A.C. 806; [1988] 2 W.L.R. 398; [1988] 1 All E.R. 577, H.L.(E.). **Applied,** *In re K. (A Minor) (Ward: Care and Control)* [1990] 1 W.L.R. 431, C.A.

Kajala v. Noble (1982) 75 Cr.App.R. 149, 152, D.C. **Dictum of Ackner L.J. applied,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

Kavanagh v. Chief Constable of Devon and Cornwall [1974] Q.B. 624; [1974] 2 W.L.R. 762; [1974] 2 All E.R. 697, C.A. **Applied,** *Westminster City Council v. Zestfair Ltd.* (1989) 88 L.G.R. 288, D.C.

Kensington and Chelsea (Royal) London Borough Council v. Hayden (1984) 17 H.L.R. 114, C.A. **Not followed,** *Family Housing Association v. Jones* [1990] 1 W.L.R. 779, C.A.

Kent v. Millmead Properties Ltd. (1982) 44 P. & C.R. 353, C.A. **Not followed,** *Rakhit v. Carty* [1990] 2 Q.B. 315; [1990] 2 W.L.R. 1107, C.A.

Keurkoop B.V. v. Nancy Kean Gifts B.V. (Case 144/81) [1982] E.C.R. 2853, E.C.J. **Applied,** *Thetford Corpn. v. Fiamma S.p.A. (Case 35/87)* [1990] Ch. 339; [1990] 2 W.L.R. 1394, E.C.J.

Khanna v. Ministry of Defence [1981] I.C.R. 653, E.A.T. **Dicta of Browne-Wilkinson J. approved,** *Baker v. Cornwall County Council* [1990] I.C.R. 452, C.A.

Kirkham v. Chief Constable of the Greater Manchester Police [1989] 3 All E.R. 882. **Decision of Tudor Evans J. affirmed** [1990] 2 Q.B. 283; [1990] 2 W.L.R. 987, C.A.

Knuller (Publishing, Printing and Promotions) Ltd. v. Director of Public Prosecutions [1973] A.C. 435; [1972] 3 W.L.R. 143; [1972] 2 All E.R. 898, H.L.(E.). **Applied,** *R. v. Gibson* [1990] 2 Q.B. 619; [1990] 3 W.L.R. 595, C.A.

Kohn v. Rinson & Stafford (Brod.) Ltd. [1948] 1 K.B. 327; [1947] 2 All E.R. 839. **Considered,** *Thune v. London Properties Ltd.* [1990] 1 W.L.R. 562, C.A.

Kournavous v. J.R. Masterton & Sons (Demolition) Ltd. [1990] I.C.R. 387, E.A.T. **Considered,** *Janstorp International (U.K.) Ltd. v. Allen* [1990] I.C.R. 779, E.A.T. **Not followed,** *Foster Wheeler (London) Ltd. v. Jackson* [1990] I.C.R. 757, E.A.T.

Kruber v. Grzesiak [1963] V.L.R. 621, 623. **Dictum of Adam J. distinguished,** *Iron Trade Mutual Insurance Co. Ltd. v. J.K. Buckenham Ltd.* [1990] 1 All E.R. 808

Kruse v. Johnson [1898] 2 Q.B. 90, D.C. **Applied,** *R. v. Barnet London Borough Council, Ex parte Johnson* (1989) 88 L.G.R. 73, D.C.

Kwei Tek Chao v. British Traders and Shippers Ltd. [1954] 2 Q.B. 459; [1954] 3 W.L.R. 496; [1954] 1 All E.R. 779; [1954] 1 Lloyd's Rep. 16, C.A. **Considered,** *Enichem Anic S.p.A. v. Ampelos Shipping Co. Ltd.* [1990] 1 Lloyd's Rep. 252, C.A.

Ladd v. Marshall [1954] 1 W.L.R. 1489; [1954] 3 All E.R. 745, C.A. **Applied,** *Sutcliffe v. Pressdram* [1990] 2 W.L.R. 271, C.A. **Distinguished,** *Ashmore v. British Coal Corpn.* [1990] 2 Q.B. 338; [1990] 2 W.L.R. 1437; [1990] I.C.R. 485, C.A.; *Thune v. London Properties Ltd.* [1990] 1 W.L.R. 562, C.A.

Lamb (W. T.) & Sons v. Rider [1948] 2 K.B. 331; [1948] 2 All E.R. 402, C.A. **Followed,** *National Westminster Bank Plc. v. Powney* [1990] 2 W.L.R. 1084, C.A.

Lambeth London Borough Council v. Commission for Racial Equality [1989] I.C.R. 641. **Decision of the Employment Appeal Tribunal affirmed** E.A.T. [1990] I.C.R. 768

Land Securities Plc. v. Receiver for the Metropolitan Police District [1983] 1 W.L.R. 439; [1983] 2 All E.R. 254. **Overruled,** *Associated British Ports v. C. H. Bailey Plc.* [1990] 2 A.C. 703; [1990] 2 W.L.R. 812, H.L.(E.)

Landsorganisationen i Danmark v. Ny Mølle Kro (Case 287/86) [1989] I.C.R. 330, E.C.J. **Applied,** *Berg v. Besselsen* [1990] I.C.R. 396, E.C.J.

Lawrence v. South County Freeholds Ltd. [1939] Ch. 656. **Considered,** *R. v. Westminster City Council, Ex parte Leicester Square Coventry Street Association* (1989) 87 L.G.R. 675

Lawrie-Blum v. Land Baden-Württemburg (Case 66/85) [1986] E.C.R. 2121, E.C.J. **Applied,** *R. v. Ministry of Agriculture, Fisheries and Food, Ex parte Agegate Ltd. (Case C 3/87)* [1990] 2 Q.B. 151; [1990] 3 W.L.R. 226, E.C.J.

Leaf v. International Galleries [1950] 2 K.B. 86; [1950] 1 All E.R. 693, C.A. **Considered,** *Harlingdon and Leinster Enterprises Ltd. v. Christopher Hull Fine Art Ltd.* [1990] 3 W.L.R. 13, C.A.

Lechmere v. Hawkins (1798) 2 Esp. 626. **Not followed,** *Hongkong and Shanghai Banking Corpn. v. Kloeckner & Co. A.G.* [1990] 2 Q.B. 514; [1990] 3 W.L.R. 634

Lee v. Angas (1866) L.R. 2 Eq. 59. **Considered,** *Wakefield v. Outhwaite* [1990] 2 Lloyd's Rep. 157

Lee v. Wiltshire Chief Constable [1979] R.T.R. 349, D.C. **Applied,** *R. v. Swansea Crown Court, Ex parte Stacey* [1990] R.T.R. 183, D.C.

Lee Chun-Chuen v. The Queen [1963] A.C. 200; [1962] 3 W.L.R. 1461; [1963] 1 All E.R. 73, P.C. **Applied,** *Mohammed (Fazal) v. The State* [1990] 2 A.C. 320; [1990] 2 W.L.R. 612, P.C.

Lee Ting Sang v. Chung Chi-Keung [1988] 2 H.K.L.R. 476. **Decision of the Court of Appeal of Hong Kong reversed** [1990] 2 A.C. 374; [1990] 2 W.L.R. 1173; [1990] I.C.R. 409, P.C.

Leeds City Council v. West Yorkshire Metropolitan Police [1983] 1 A.C. 29, 36, 44–45; [1982] 2 W.L.R. 186; [1982] 1 All E.R. 274, H.L.(E.). **Dicta of Lord Diplock and Lord Scarman applied,** *R. v. Newham London Borough Council, Ex parte P.* [1990] 1 W.L.R. 482

Leigh and Sillavan Ltd. v. Aliakmon Shipping Co. Ltd. [1986] A.C. 785, 815; [1986] 2 W.L.R. 902; [1986] 2 All E.R. 145, H.L.(E.). **Dictum of Lord Brandon of Oakbrook applied,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

Lejzor Teper v. The Queen [1952] A.C. 480; [1952] 2 All E.R. 447, P.C. **Considered,** *Mohammed (Fazal) v. The State* [1990] 2 A.C. 320; [1990] 2 W.L.R. 612, P.C.

Leroux v. Brown (1852) 12 C.B. 801. **Considered,** *G. & H. Montage G.m.b.H. v. Irvani* [1990] 1 W.L.R. 667, C.A.

Letang v. Cooper [1965] 1 Q.B. 232; [1964] 3 W.L.R. 573; [1964] 2 All E.R. 929, C.A. **Considered,** *Iron Trade Mutual Insurance Co. Ltd. v. J. K. Buckenham Ltd.* [1990] 1 All E.R. 808

Leverton v. Clwyd County Council [1989] A.C. 706; [1989] 2 W.L.R. 47; [1989] I.C.R. 33; [1989] 1 All E.R. 78, H.L.(E.). **Applied,** *Barclays Bank Plc. v. James* [1990] I.C.R. 333, E.A.T.

Lewis, *Ex parte* (1888) 21 Q.B.D. 191, 196. **Dictum of Willis J. not applied,** *R. v. Chief Metropolitan Stipendiary Magistrate, Ex parte Choudhury* [1990] 3 W.L.R. 986, D.C.

Li Man v. The Crown [1952] H.K.L.R. 77. **Overruled,** *Mok Wei Tak v. The Queen* [1990] 2 A.C. 333; [1990] 2 W.L.R. 897, P.C.

Libra Shipping and Trading Corpn. Ltd. v. Northern Sales Ltd. (The Aspen Trader) [1981] 1 Lloyd's Rep. 273, 279, C.A. **Dicta of Brandon L.J. applied,** *Comdel Commodities Ltd. v. Siporex Trade S.A. (No. 2)* [1990] 3 W.L.R. 1, H.L.(E.)

Lidster v. Owen [1983] 1 W.L.R. 516; [1983] 1 All E.R. 1012, C.A. **Considered,** *R. v. Birmingham City Council, Ex parte Sheptonhurst Ltd.* (1989) 87 L.G.R. 830, C.A.

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Linford Cash & Carry Ltd. v. Thomson [1989] I.C.R. 518, E.A.T. **Considered,** *Louies v. Coventry Hood & Seating Co. Ltd.* [1990] I.C.R. 54, E.A.T.

Lindley v. Rutter [1981] Q.B. 128; [1980] 3 W.L.R. 660, D.C. **Explained,** *Middleweek v. Chief Constable of Merseyside (Note)* [1990] 3 W.L.R. 481, C.A.

Lista, The (1946) 79 Ll.L.Rep. 401. **Considered,** *The M. Vatan* [1990] 1 Lloyd's Rep. 336

Lister v. Romford Ice and Cold Storage Co. Ltd. [1957] A.C. 555; [1957] 2 W.L.R. 158; [1957] 1 All E.R. 125, H.L.(E.). **Applied,** *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

Litster v. Forth Dry Dock and Engineering Co. Ltd. [1990] 1 A.C. 546; [1989] 2 W.L.R. 634; [1989] I.C.R. 341; [1989] 1 All E.R. 1134, H.L.(Sc.). **Considered,** *Hancill v. Marcon Engineering Ltd.* [1990] I.C.R. 103, E.A.T.; *Macer v. Abafast Ltd.* [1990] I.C.R. 234, E.A.T.

Littauer Glove Corpn. v. F.W. Millington (1920) Ltd. (1928) 44 T.L.R. 746. **Applied,** *Adams v. Cape Industries Plc.* [1990] Ch. 433; [1990] 2 W.L.R. 657, Scott J. and C.A.

Liverpool City Council v. Irwin [1977] A.C. 239; [1976] 2 W.L.R. 562; [1976] 2 All E.R. 39, H.L.(E.). **Considered,** *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

Livingstone v. Rawyards Coal Co. (1880) 5 App.Cas. 25, 39, H.L.(Sc.). **Dicta of Lord Blackburn applied,** *Hayes v. James & Charles Dodd (a firm)* [1990] 2 All E.R. 815, C.A.

Lloyd v. McMahon [1987] A.C. 625; [1987] 2 W.L.R. 821; [1987] 1 All E.R. 1118, H.L.(E.). **Considered,** *R. v. Bradford Justices, Ex parte Wilkinson* [1990] 1 W.L.R. 692; [1990] R.T.R. 59, D.C.

Lloyds Bank Ltd. v. Ellis-Fewster [1983] 1 W.L.R. 559; [1983] 2 All E.R. 424, C.A. **Considered,** *R. G. Carter Ltd. v. Clarke* [1990] 1 W.L.R. 578, C.A.

Lloyds Bank Plc. v. Rosset [1989] Ch. 350; [1988] 3 W.L.R. 1301; [1988] 3 All E.R. 915, C.A. **Decision of the Court of Appeal reversed** [1990] 2 W.L.R. 867, H.L.(E.)

Lloyds Bank Plc. v. Rosset [1989] Ch. 350; [1988] 3 W.L.R. 1301; [1988] 3 All E.R. 915, C.A. **Approved,** *Abbey National Building Society v. Cann* [1990] 2 W.L.R. 832, H.L.(E.)

Lo-Line Electric Motors Ltd., *In re* [1988] Ch. 477; [1988] 3 W.L.R. 26; [1988] 2 All E.R. 692. **Considered,** *In re Sevenoaks Stationers (Retail) Ltd.* [1990] 3 W.L.R. 1165, C.A.

London and South of England Building Society v. Stone [1983] 1 W.L.R. 1242; [1983] 3 All E.R. 105, C.A. **Considered,** *Swingcastle Ltd. v. Alastair Gibson (a firm)* [1990] 1 W.L.R. 1223, C.A.

London Corpn., The (1935) 51 Ll.L.Rep. 67, C.A. **Considered,** *The Argonaftis* [1989] 2 Lloyd's Rep. 487

London Residuary Body v. Lambeth London Borough Council (1989) 58 P. & C.R. 370, C.A. **Decision of the Court of Appeal reversed in part** [1990] 1 W.L.R. 744, H.L.(E.)

Lonrho Ltd. v. Shell Petroleum Co. Ltd. (No. 2) [1982] A.C. 173; [1981] 3 W.L.R. 33; [1981] 2 All E.R. 456, H.L.(E.). **Considered,** *P. v. Liverpool Daily Post and Echo Newspapers Plc.* [1990] 2 W.L.R. 494, C.A.

Lougher v. Donovan [1948] 2 All E.R. 11, C.A. **Not followed,** *National Westminster Bank Plc. v. Powney* [1990] 2 W.L.R. 1084, C.A.

Lowe v. Lester [1987] R.T.R. 30, D.C. **Considered,** *Boss v. Measures* [1990] R.T.R. 26; 87 L.G.R. 667, D.C.

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Lucas Industries Plc. v. Welsh Development Agency [1986] Ch. 500; [1986] 3 W.L.R. 80; [1986] 2 All E.R. 858. **Disapproved,** *Ipswich Borough Council v. Fisons Plc.* [1990] Ch. 709; [1990] 2 W.L.R. 108, C.A.

Lucas-Box v. News Group Newspapers Ltd. [1986] 1 W.L.R. 147; [1986] 1 All E.R. 177, C.A. **Applied,** *Control Risks Ltd. v. New Library Ltd.* [1990] 1 W.L.R. 183, C.A.; *Morrell v. International Thomson Publishing Ltd.* [1989] 3 All E.R. 733, C.A.

Luijten v. Raad van Arbied (Case 60/85) [1986] E.C.R. 2365, E.C.J. **Considered,** *R. v. Ministry of Agriculture, Fisheries and Food, Ex parte Agegate Ltd. (Case C 3/87)* [1990] 2 Q.B. 151; [1990] 3 W.L.R. 226, E.C.J.

Luke v. Little, 1980 S.L.T. 138. **Considered,** *Spencer-Stewart v. Chief Constable of Kent* (1988) 89 Cr.App.R. 307, D.C.

M. and N. (Minors) (Wardship: Publication of Information), *In re* [1990] Fam. 211; [1989] 3 W.L.R. 1136; [1990] 1 All E.R. 205, C.A. **Considered,** *P. v. Liverpool Daily Post and Echo Newspapers Plc.* [1990] 2 W.L.R. 494, C.A.

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McClaren v. Home Office [1989] I.C.R. 550. **Decision of Hoffman J. reversed** [1990] I.C.R. 824, C.A.

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MacInnes, *Re* [1935] 1 D.L.R. 401. **Distinguished,** *Baird v. Baird* [1990] I.C.R. 525, P.C.

Mackie v. John Holt Vintners Ltd. (Note) [1982] I.C.R. 146, E.A.T. **Considered,** *Ferodo Ltd. v. Bradbury* [1990] I.C.R. 209, E.A.T.

McMonagle v. Westminster City Council (1989) 87 L.G.R. 486, D.C. **Decision of the Divisional Court of the Queen's Bench Division affirmed on different grounds** [1990] 2 A.C. 716; [1990] 2 W.L.R. 823, H.L.(E.)

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Practice Direction (Taxation: Out of Time Application) [1986] 1 W.L.R. 1054; [1986] 3 All E.R. 724. **Amended,** *Practice Direction (Taxation: Misconduct)* [1990] 1 W.L.R. 1089

Pridige v. Gant [1985] R.T.R. 196, D.C. **Considered,** *Director of Public Prosecutions v. Barker* [1990] R.T.R. 1, D.C.

Pritchard v. Arundale [1972] Ch. 229; [1971] 3 W.L.R. 877; [1971] 3 All E.R. 1011; 47 T.C. 680. **Considered,** *Shilton v. Wilmshurst* [1990] 1 W.L.R. 373, C.A.

Property and Reversionary Investment Corpn. Ltd. v. Templar [1977] 1 W.L.R. 1223; [1978] 2 All E.R. 433, C.A. **Applied,** *Arnold v. National Westminster Bank Plc.* [1990] Ch. 573; [1990] 2 W.L.R. 304, C.A.

Prudential Assurance Co. Ltd. v. Newman Industries Ltd. [1981] Ch. 229; [1980] 2 W.L.R. 339; [1979] 3 All E.R. 507. **Considered,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.

Pugsley v. Hunter [1973] R.T.R. 284, D.C. **Applied,** *Smith v. Director of Public Prosecutions* [1990] R.T.R. 17, D.C.; *Director of Public Prosecutions v. Younas (Note)* [1990] R.T.R. 22, D.C.

Purkiss' Application, *In re* [1962] 1 W.L.R. 902; [1962] 2 All E.R. 690; 60 L.G.R. 349, C.A. **Considered,** *R. v. Westminster City Council, Ex parte Leicester Square Coventry Street Association* (1989) 87 L.G.R. 675

Pyx Granite Ltd. v. Ministry of Housing and Local Government [1958] 1 Q.B. 554; [1958] 2 W.L.R. 371; [1958] 1 All E.R. 625; 56 L.G.R. 171, C.A. **Applied,** *R. v. Manchester City Council, Ex parte Reid* (1989) 88 L.G.R. 180

Q.T. Discount Food Stores Ltd. v. Warley General Comrs. (1981) 57 T.C. 268. **Applied,** *Montague v. General Comrs. for Hampstead* (1989) T.C. Leaflet No. 3200

Quennell v. Maltby [1979] 1 W.L.R. 318, 323; [1979] 1 All E.R. 568, C.A. **Dicta of Templeman L.J. applied,** *Britannia Building Society v. Earl* [1990] 1 W.L.R. 422, C.A.

R. v. Abbott [1955] 2 Q.B. 497; [1955] 3 W.L.R. 369; [1955] 2 All E.R. 899; 39 Cr.App.R. 141, C.A. **Dictum of Lord Goddard C.J. considered,** *R. v. Grundy* (1989) 89 Cr.App.R. 333, C.A.

R. v. Absolam (1988) 88 Cr.App.R. 332, C.A. **Distinguished,** *R. v. Maguire* (1989) 90 Cr.App.R. 115, C.A.

R. v. Alladice (1988) 87 Cr.App.R. 380, C.A. **Considered,** *R. v. Dunford* (1990) 91 Cr.App.R. 150, C.A.

R. v. Anderson (William Ronald) [1986] A.C. 27, 36–38; [1985] 3 W.L.R. 268; [1985] 2 All E.R. 961; 81 Cr.App.R. 253, H.L.(E.). **Dicta of Lord Bridge explained,** *R. v. Siracusa* (1989) 90 Cr.App.R. 340, C.A.

R. v. Aramah (1982) 76 Cr.App.R. 190, 193, C.A. **Dictum of Lord Land C.J. applied,** *R. v. Fleming* (1989) 89 Cr.App.R. 225, C.A.

R. v. Attorney-General, *Ex parte* Imperial Chemical Industries Plc. (1986) 60 T.C. 1, C.A. **Explained,** *R. v. Inland Revenue Comrs., Ex parte MFK Underwriting Agents Ltd.* (1989) T.C. Leaflet No. 3203, D.C.

R. v. Ayres [1984] A.C. 447; [1984] 2 W.L.R. 257; [1984] 1 All E.R. 619; 78 Cr.App.R. 232, H.L.(E.). **Considered,** *R. v. Levitz* (1989) 90 Cr.App.R. 33, C.A.

R. v. Beard (1987) 85 Cr.App.R. 395, C.A. **Considered,** *R. v. Newington* (1990) 91 Cr.App.R. 247, C.A.

R. v. Birmingham City Council, *Ex parte* Equal Opportunities Commission [1989] A.C. 1155; [1989] 2 W.L.R. 520; [1989] 1 All E.R. 769, H.L.(E.). **Applied,** *James v. Eastleigh Borough Council* [1990] 2 A.C. 751; [1990] 3 W.L.R. 55; [1990] I.C.R. 554, H.L.(E.)

R. v. Blithing [1984] R.T.R. 18; 77 Cr.App.R. 86, C.A. **Considered,** *R. v. Cole* [1990] 1 W.L.R. 866, C.A.

R. v. Boardman [1975] A.C. 421, 438, 441, 444; [1974] 3 W.L.R. 673; [1974] 3 All E.R. 887; 60 Cr.App.R. 165, H.L.(E.). **Dicta of Lord Morris of Borth-y-Gest and Lord Wilberforce applied,** *R. v. Wilmot* (1988) 89 Cr.App.R. 341, C.A.

R. v. Bodmin Justices, *Ex parte* McEwen [1947] K.B. 321; [1947] 1 All E.R. 109, D.C. **Considered,** *R. v. Liverpool Stipendiary Magistrate, Ex parte Ellison* [1990] R.T.R. 220, D.C.

R. v. Boswell [1984] 1 W.L.R. 1047; [1984] 3 All E.R. 353; [1984] R.T.R. 315; 79 Cr.App.R. 277, C.A. **Applied,** *Attorney-General's Reference (No. 3 of 1989)* [1989] R.T.R. 337, C.A. **Considered,** *R. v. Mitchell (Kevin)* (1988) 89 Cr.App.R. 169, C.A.; *R. v. Rodenhurst* [1989] R.T.R. 333, C.A.

R. v. Bow Street Magistrates, *Ex parte* Mackeson (1981) 75 Cr.App.R. 24, D.C. **Distinguished,** *Somchai Liangsiriprasert v. Government of the United States of America* [1990] 3 W.L.R. 606, P.C.

R. v. Bristol Crown Court, *Ex parte* Cooper [1989] 1 W.L.R. 878; [1989] 2 All E.R. 897, D.C. **Decision of the Divisional Court of the Queen's Bench Division reversed** [1990] 1 W.L.R. 1031, C.A.

R. v. Brown [1983] Crim.L.R. 38, C.A. **Not followed,** *R. v. Riley* (1989) 91 Cr.App.R. 208, C.A.

R. v. Burton, *Ex parte* Young [1897] 2 Q.B. 468, D.C. **Considered,** *Bostock v. Kay* (1989) 87 L.G.R. 583, Jowitt J. and C.A.

R. v. Bryant and Dickson (1946) 31 Cr.App.R. 146. **Considered,** *R. v. Lawson* (1989) 90 Cr.App.R. 107, C.A.

R. v. Caldwell [1982] A.C. 341; [1981] 2 W.L.R. 509; [1981] 1 All E.R. 961, H.L.(E.). **Applied,** *Director of Public Prosecutions v. K. (A Minor)* [1990] 1 W.L.R. 1067, D.C.

R. v. Canale [1990] 2 All E.R. 187; 91 Cr.App.R. 1, C.A. **Considered,** *R. v. Dunford* (1990) 91 Cr.App.R. 150, C.A.; *R. v. Dunn* (1990) 91 Cr.App.R. 237, C.A.

R. v. Canterbury and St. Augustine Justices, *Ex parte* Klisiak [1982] Q.B. 398; [1981] 3 W.L.R. 60; [1981] 2 All E.R. 129, D.C. **Considered,** *R. v. Liverpool Stipendiary Magistrate, Ex parte Ellison* [1990] R.T.R. 220, D.C.

R. v. Cargill (1913) 8 Cr.App.R. 224, C.C.A. **Distinguished,** *R. v. Funderburk* [1990] 1 W.L.R. 587, C.A.

R. v. Central Criminal Court, *Ex parte* Garnier [1988] R.T.R. 42, D.C. **Considered,** *R. v. Francis* [1990] 1 W.L.R. 1264, C.A.

R. v. Certification Officer for Trade Unions and Employers' Associations, *Ex parte* Electrical Power Engineers' Association [1990] I.C.R. 156, C.A. **Decision of the Court of Appeal reversed** [1990] I.C.R. 682, H.L.(E.)

R. v. Challinor (Robert) [1985] R.T.R. 373; 80 Cr.App.R. 253, C.A. **Followed,** *R. v. Gent* (1989) 89 Cr.App.R. 247, C.A.

R. v. Chapman [1980] Crim.L.R. 42, C.A. **Considered,** *R. v. Kemble* [1990] 1 W.L.R. 1111, C.A.

R. v. Chief Constable of Devon and Cornwall, *Ex parte* Central Electricity Generating Board [1982] Q.B. 458; [1981] 3 W.L.R. 967; [1981] 3 All E.R. 826, C.A. **Considered,** *McConnell v. Chief Constable of Greater Manchester Police* [1990] 1 W.L.R. 364, C.A.

R. v. Chief Constable of the Merseyside Police, *Ex parte* Calveley [1986] 1 Q.B. 424, 432; [1986] 2 W.L.R. 144; [1986] 1 All E.R. 257, C.A. **Dictum of Lord Donaldson M.R. applied,** *R. v. Bow Street Stipendiary Magistrate, Ex parte Director of Public Prosecutions* (1989) 91 Cr.App.R. 283, D.C.

R. v. Chief Constable of the Merseyside Police, *Ex parte* Merrill [1989] 1 W.L.R. 1077, 1085, C.A. **Applied,** *R. v. Bow Street Stipendiary Magistrate, Ex parte Director of Public Prosecutions* (1989) 91 Cr.App.R. 283, D.C.

R. v. Chief National Insurance Comr., *Ex parte* Connor [1981] Q.B. 758; [1981] 2 W.L.R. 412; [1981] All E.R. 769, D.C. **Applied,** *R. v. Registrar General, Ex parte Smith* [1990] 2 Q.B. 253; [1990] 2 W.L.R. 980, D.C.

R. v. Civil Service Appeal Board, *Ex parte* Bruce [1988] I.C.R. 649; [1988] 3 All E.R. 686, D.C.; [1989] I.C.R. 171; [1989] 2 All E.R. 907, C.A. **Considered,** *McClaren v. Home Office* [1990] I.C.R. 824, C.A.

R. v. Comr. of Police of the Metropolis, *Ex parte* Blackburn [1968] 2 Q.B. 118; [1968] 2 W.L.R. 893; [1968] 1 All E.R. 763, C.A. **Considered,** *R. v. General Council of the Bar, Ex parte Percival* [1990] 3 W.L.R. 323, D.C.

R. v. Cooke [1986] A.C. 909; [1986] 3 W.L.R. 327; [1986] 2 All E.R. 985; 83 Cr.App.R. 339, H.L.(E.). **Considered,** *R. v. Levitz* (1989) 90 Cr.App.R. 33, C.A.

R. v. Cooke (Gary) (1986) 84 Cr.App.R. 286, C.A. **Distinguished,** *R. v. H.* (1989) 90 Cr.App.R. 440, C.A.

R. v. Court [1989] A.C. 28; [1988] 2 W.L.R. 1071; [1988] 2 All E.R. 221; 87 Cr.App.R. 144, H.L.(E.). **Applied,** *R. v. Goss* (1989) 90 Cr.App.R. 400, C.A.

R. v. Courtie [1984] A.C. 463; [1984] 2 W.L.R. 330; [1984] 1 All E.R. 740, H.L.(E.). **Applied,** *Gardner v. Director of Public Prosecutions* [1989] R.T.R. 384, D.C.

R. v. Cox and Railton (1884) 14 Q.B.D. 153. **Considered,** *Derby & Co. Ltd. v. Weldon (No. 7)* [1990] 1 W.L.R. 1156

R. v. Croydon Crown Court, *Ex parte* Miller (1986) 85 Cr.App.R. 152, D.C. **Followed,** *R. v. Chelmsford Crown Court, Ex parte Birchall* [1990] R.T.R. 80, D.C.

R. v. Cunningham [1957] 2 Q.B. 396; [1957] 3 W.L.R. 76; [1957] 2 All E.R. 412, C.C.A. **Considered,** *R. v. Spratt* [1990] 1 W.L.R. 1073, C.A.

R. v. Dairy Produce Quota Tribunal for England and Wales, *Ex parte* Caswell [1989] 1 W.L.R. 1089; [1989] 3 All E.R. 205, C.A. **Decision of the Court of Appeal affirmed** [1990] 2 A.C. 738; [1990] 2 W.L.R. 1320, H.L.(E.)

R. v. Davis (George) (1975) 62 Cr.App.R. 194, 201, C.A. **Dictum of Lord Widgery C.J. applied,** *R. v. Stewart (Angela)* (1989) 89 Cr.App.R. 273, C.A. **Applied,** *R. v. Maggs* [1990] R.T.R. 129, C.A.

R. v. Deputy Governor of Parkhurst Prison, *Ex parte* Hague [1990] 3 W.L.R. 1210, 1215, D.C. **Decision of the Divisional Court of the Queen's Bench Division varied** [1990] 3 W.L.R. 1215, C.A.

R. v. Derby Crown Court, *Ex parte* Brooks (1984) 80 Cr.App.R. 164, 168, D.C. **Dictum of Sir Roger Ormrod applied,** *R. v. Bow Street Stipendiary Magistrate, Ex parte Director of Public Prosecutions* (1989) 91 Cr.App.R. 283, D.C. **Considered,** *R. v. Governor of Pentonville Prison, Ex parte Sinclair* [1990] 2 W.L.R. 1248, D.C.; *R. v. Liverpool Stipendiary Magistrate, Ex parte Ellison* [1990] R.T.R. 220, D.C.

R. v. Donat (1985) 82 Cr.App.R. 173, C.A. **Applied,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

R. v. Doosti (1985) 82 Cr.App.R. 181, C.A. **Considered,** *R. v. H.* (1989) 90 Cr.App.R. 440, C.A.

R. v. Doot [1973] A.C. 807, 832–833; [1973] 2 W.L.R. 532; [1973] 1 All E.R. 940, H.L.(E.). **Dicta of Lord Salmon applied,** *Somchai Liangsiriprasert v. Government of the United States of America* [1990] 3 W.L.R. 606, P.C.

R. v. Doran (1972) 56 Cr.App.R. 429, C.A. **Applied,** *R. v. Francis* [1990] 1 W.L.R. 1264, C.A.

R. v. Dorking Justices, *Ex parte* Harrington [1984] A.C. 743; [1984] 3 W.L.R. 142; [1984] 2 All E.R. 474, H.L.(E.). **Followed,** *R. v. Watford Justices, Ex parte Director of Public Prosecutions (Note)* [1990] R.T.R. 374, D.C. **Applied,** *R. v. Dorchester Justices, Ex parte Director of Public Prosecutions* [1990] R.T.R. 369, D.C.

R. v. Dorset Quarter Sessions Appeals Committee, *Ex parte* Weymouth Corpn. [1960] 2 Q.B. 230; [1960] 3 W.L.R. 66; [1960] 2 All E.R. 410, D.C. **Considered,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

R. v. Dudley Justices, *Ex parte* Gillard [1986] A.C. 442, 454; [1985] 3 W.L.R. 936; [1985] 3 All E.R. 634, H.L.(E.). **Dictum of Lord Bridge of Harwich considered,** *R. v. Brentwood Justices, Ex parte Nicholls* [1990] 2 Q.B. 598; [1990] 3 W.L.R. 534, D.C.

R. v. Ealing Justices, *Ex parte* Dixon [1990] 2 Q.B. 91; [1989] 3 W.L.R. 1098; [1989] 2 All E.R. 1050, D.C. **Not followed,** *R. v. Stafford Justices, Ex parte Customs and Excise Comrs.* [1990] 3 W.L.R. 656, D.C.

R. v. East Berkshire Health Authority, *Ex parte* Walsh [1985] Q.B. 152; [1984] 3 W.L.R. 818; [1984] I.C.R. 743; [1984] 3 All E.R. 425, C.A. **Considered,** *R. v. Derbyshire County Council, Ex parte Noble* [1990] I.C.R. 808, C.A.

R. v. Ellis (1973) 57 Cr.App.R. 571, C.A. **Applied,** *R. v. O'Reilly* (1989) 90 Cr.App.R. 40, C.A.

R. v. Elrington (1861) 1 B. & S. 688, 696. **Dicta of Cockburn C.J. applied,** *R. v. Forest of Dean Justices, Ex parte Farley* [1990] R.T.R. 228, D.C.

R. v. Fairbanks [1986] 1 W.L.R. 1202; [1986] R.T.R. 308; 83 Cr.App.R. 251, C.A. **Approved,** *R. v. Maxwell* [1990] 1 W.L.R. 401, H.L.(E.). **Considered,** *R. v. Jeavons* [1990] R.T.R. 263; 91 Cr.App.R. 307, D.C.

R. v. Fennell [1971] 1 Q.B. 428, 431; [1970] 3 W.L.R. 513; [1970] 3 All E.R. 215; 54 Cr.App.R. 451, C.A. **Dictum of Lord Widgery C.J. applied,** *R. v. Ball (Simon)* (1989) 90 Cr.App.R. 378, C.A.

R. v. Flintshire County Council County Licensing (Stage Plays) Committee, *Ex parte* Barrett [1957] 1 Q.B. 350; [1956] 1 W.L.R. 1415; [1957] 1 All E.R. 112; 55 L.G.R. 53, C.A. **Considered,** *R. v. Birmingham City Council, Ex parte Sheptonhurst Ltd.* (1989) 87 L.G.R. 830, C.A.

R. v. Flower [1966] 1 Q.B. 146, 149; [1965] 3 W.L.R. 1202; [1965] 3 All E.R. 669; 50 Cr.App.R. 22, C.C.A. **Dictum of Widgery J. applied,** *R. v. Chionye* (1988) 89 Cr.App.R. 285, C.A.

R. v. Francis (1988) 88 Cr.App.R. 127, C.A. **Considered,** *R. v. May* (1989) 91 Cr.App.R. 157, C.A.

R. v. Ghosh [1982] Q.B. 1053; [1982] 3 W.L.R. 110; [1982] 2 All E.R. 689; 75 Cr.App.R. 154, C.A. **Considered,** *R. v. Price* (1989) 90 Cr.App.R. 409, C.A.

R. v. Gillespie (1967) 51 Cr.App.R. 172. **Applied,** *R. v. Cross* (1990) 91 Cr.App.R. 115, C.A.

R. v. Governor of Brixton Prison, *Ex parte* Armah [1968] A.C. 192; [1966] 3 W.L.R. 828; [1966] 3 All E.R. 177, H.L.(E.). **Applied,** *Cheung Ying-Lun v. Government of Australia* [1990] 1 W.L.R. 1497, P.C.

R. v. Governor of Brixton Prison, *Ex parte* Gardner [1968] 2 Q.B. 399; [1968] 2 W.L.R. 512; [1968] 1 All E.R. 635, D.C. **Applied,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

R. v. Governor of Pentonville Prison, *Ex parte* Tarling (1978) 70 Cr.App.R. 77, H.L.(E.). **Distinguished,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

R. v. Governor of Pentonville Prison, *Ex parte* Teja [1971] 2 Q.B. 274; [1971] 2 W.L.R. 816; [1971] 2 All E.R. 11, D.C. **Doubted,** *R. v. Secretary of State for the Home Department, Ex parte Bagga* [1990] 3 W.L.R. 1013, C.A.

R. v. Gray's Inn Benchers (1780) 1 Doug. 353. **Considered,** *R. v. General Council of the Bar, Ex parte Percival* [1990] 3 W.L.R. 323, D.C.

R. v. Griffiths (Gordon) [1990] R.T.R. 244; 88 Cr.App.R. 6, C.A. **Applied,** *R. v. Clarke (Andrew)* [1990] R.T.R. 248, C.A.

R. v. Gullefer (Note) [1990] 1 W.L.R. 1063, C.A. **Applied,** *R. v. Jones (Kenneth Henry)* [1990] 1 W.L.R. 1057, C.A.

R. v. Gyngall [1893] 2 Q.B. 232, C.A. **Considered,** *In re W. (Minors) (Warship: Hearsay Evidence)* (1989) 88 L.G.R. 544, C.A.

R. v. Hallett [1986] Crim.L.R. 462. **Applied,** *R. v. Agar* (1989) 90 Cr.App.R. 318, C.A.

R. v. Hancock [1986] A.C. 455, 473; [1986] 2 W.L.R. 357; [1986] 1 All E.R. 641; 82 Cr.App.R. 264, H.L.(E.). **Dictum of Lord Scarman applied,** *R. v. Walker (John)* (1989) 90 Cr.App.R. 226, C.A.

R. v. Harbax Singh [1979] Q.B. 319; [1979] 2 W.L.R. 100; [1979] 1 All E.R. 524, C.A. **Considered,** *Murphy v. Director of Public Prosecutions* [1990] 1 W.L.R. 601, D.C.

R. v. Harden [1963] 1 Q.B. 8; [1962] 2 W.L.R. 553; [1962] 1 All E.R. 286, C.C.A. **Considered,** *In re Naghdi* [1990] 1 W.L.R. 317, D.C.

R. v. Hay (1983) 77 Cr.App.R. 70, C.A. **Distinguished,** *R. v. H.* (1989) 90 Cr.App.R. 440, C.A.

R. v. Hayden [1975] 1 W.L.R. 852; [1975] 2 All E.R. 558, C.A. **Considered,** *R. v. Johnson* [1990] 3 W.L.R. 745, C.A.

R. v. Hayes [1977] 1 W.L.R. 234, 237; [1977] 2 All E.R. 288; 64 Cr.App.R. 194, C.A. **Dictum of Bridge L.J. applied,** *R. v. X.* (1989) 91 Cr.App.R. 36, C.A.

R. v. Hayles [1969] 1 Q.B. 364; [1968] 3 W.L.R. 1106; [1969] 1 All E.R. 34; 53 Cr.App.R. 36, C.A. **Considered,** *R. v. Newington* (1990) 91 Cr.App.R. 247, C.A.

R. v. Hester [1973] A.C. 296, 325; [1972] 3 W.L.R. 910; [1972] 3 All E.R. 1056; 57 Cr.App.R. 212, H.L.(E.). **Dictum of Lord Diplock applied,** *R. v. McInnes* (1989) 90 Cr.App.R. 99, C.A.

R. v. Hicklin (1868) L.R. 3 Q.B. 360. **Considered,** *R. v. Gibson* [1990] 2 Q.B. 619; [1990] 3 W.L.R. 595, C.A.

R. v. Hollinshead [1985] A.C. 975; [1985] 3 W.L.R. 159; [1985] 2 All E.R. 769; 81 Cr.App.R. 365, H.L.(E.). **Distinguished;** *R. v. Levitz* (1989) Cr.App.R. 33, C.A.

R. v. Hook (1858) Dears. & B. 606. **Considered,** *R. v. Peach* [1990] 1 W.L.R. 976, C.A.

R. v. Howells [1977] Q.B. 614; [1977] 2 W.L.R. 716; [1977] 3 All E.R. 417; 65 Cr.App.R. 86, C.A. **Applied,** *R. v. Bradish* [1990] 1 Q.B. 981; [1990] 2 W.L.R. 223, C.A.

R. v. Hunt (Richard) [1987] A.C. 352; [1986] 3 W.L.R. 1115; [1987] 1 All E.R. 1, H.L.(E.). **Considered,** *R. v. Alath Construction Ltd.* [1990] 1 W.L.R. 1255, C.A.

R. v. Hussain (Iftikar) [1981] 1 W.L.R. 416; [1981] 2 All E.R. 287; 72 Cr.App.R. 143, C.A. **Applied,** *R. v. Bradish* [1990] 1 Q.B. 981; [1990] 2 W.L.R. 223, C.A.

R. v. Hutchings (1881) 6 Q.B.D. 300, C.A. **Distinguished,** *Crown Estate Comrs. v. Dorset County Council* [1990] Ch. 297; [1990] 2 W.L.R. 89

R. v. Inland Revenue Comrs., *Ex parte* National Federation of Self-Employed and Small Businesses Ltd. [1982] A.C. 617; [1981] 2 W.L.R. 722; [1981] 2 All E.R. 93; 55 T.C. 133, H.L.(E.). **Applied,** *Inland Revenue Comrs. v. Nuttall* [1990] 1 W.L.R. 631, C.A.; *R. v. Secretary of State for the Environment, Ex parte Rose Theatre Trust Co.* [1990] 1 Q.B. 504; [1990] 2 W.L.R. 186; *R. v. Inland Revenue Comrs., Ex parte M.F.K. Underwriting Agents Ltd.* [1990] 1 W.L.R. 1545, D.C.

R. v. Inland Revenue Comrs., *Ex parte* Preston [1985] A.C. 835; [1985] 2 W.L.R. 836; [1985] 2 All E.R. 327; 59 T.C. 1, H.L.(E.). **Followed,** *R. v. Inland Revenue Comrs., Ex parte M.F.K. Underwriting Agents Ltd.* [1990] 1 W.L.R. 1545; (1989) T.C. Leaflet No. 3203, D.C.

R. v. Inland Revenue Comrs., *Ex parte* Rossminster Ltd. [1980] A.C. 952; [1980] 2 W.L.R. 1; [1980] 1 All E.R. 80; 52 T.C. 160, H.L.(E.). **Distinguished,** *R. v. Inland Revenue Comrs., Ex parte T.C. Coombs & Co.* (1989) T.C. Leaflet No. 3177, C.A.

R. v. Inland Revenue Comrs., *Ex parte* Sims [1987] S.T.C. 211; 60 T.C. 398. **Considered,** *R. v. Inspector of Taxes, Ex parte Brumfield* (1988) T.C. Leaflet No. 3180

R. v. Inland Revenue Comrs., *Ex parte* T. C. Coombs & Co. [1989] S.T.C. 520; T.C. Leaflet No. 3177, C.A. **Distinguished,** *R. v. Inland Revenue Comrs., Ex parte Taylor (No. 2)* (1990) T.C. Leaflet No. 3225, C.A.

R. v. Inland Revenue Comrs., *Ex parte* Woolwich Equitable Building Society [1989] S.T.C. 463. **Decision of the Court of Appeal varied** [1990] 1 W.L.R. 1400, H.L.(E.)

R. v. Inner London Education Authority, *Ex parte* Brunyate [1989] 1 W.L.R. 542; [1989] 2 All E.R. 417, H.L.(E.). **Distinguished,** *R. v. Greenwich London Borough Council, Ex parte Lovelace* [1990] 1 W.L.R. 18, D.C.

R. v. Kane (1977) 65 Cr.App.R. 270, 274, C.A. **Dictum of Scarman L.J. applied,** *R. v. Phillipson* (1989) 91 Cr.App.R. 226, C.A.

R. v. Keenan [1990] 2 Q.B. 54; [1989] 3 W.L.R. 1193; [1989] 3 All E.R. 598, C.A. **Considered,** *R. v. Cole* [1990] 1 W.L.R. 866, C.A.; *R. v. Dunford* (1990) 91 Cr.App.R. 150, C.A.

R. v. Kelly [1982] A.C. 665; [1981] 3 W.L.R. 387; [1981] 2 All E.R. 1098; [1981] 2 Lloyd's Rep. 384; 73 Cr.App.R. 310, H.L.(E.). **Considered,** *R. v. Cumberworth* (1989) 89 Cr.App.R. 187, C.A.

R. v. Khan (Lal) (1981) 73 Cr.App.R. 190, C.A. **Applied,** *Mohammed (Fazal) v. The State* [1990] 2 A.C. 320; [1990] 2 W.L.R. 612, P.C.

R. v. Khan (Raja) [1985] R.T.R. 365, C.A. **Applied,** *R. v. Lamb (Charles)* [1990] R.T.R. 284; 91 Cr.App.R. 181, C.A.

R. v. Kilbourne [1973] A.C. 729, 750; [1973] 2 W.L.R. 254; [1973] 1 All E.R. 440; 57 Cr.App.R. 381, H.L.(E.). **Dictum of Lord Reid applied,** *R. v. McInnes* (1989) 90 Cr.App.R. 99, C.A.

R. v. Lawrence (Alan) [1972] A.C. 626; [1971] 3 W.L.R. 225; [1971] 2 All E.R. 1253; 55 Cr.App.R. 471, H.L.(E.). **Considered,** *R. v. Philippou* (1989) 89 Cr.App.R. 290, C.A.

R. v. Lawrence (Stephen) [1982] A.C. 510; [1981] 2 W.L.R. 524; [1981] 1 All E.R. 974; [1981] R.T.R. 217; 73 Cr.App.R. 1, H.L.(E.). **Applied,** *Director of Public Prosecutions v. K. (A Minor)* [1990] 1 W.L.R. 1067, D.C.; *R. v. Griffiths (Gordon)* [1990] R.T.R. 244, C.A.; *R. v. Clarke (Andrew)* [1990] R.T.R. 248, C.A.; *R. v. Lamb (Charles)* [1990] R.T.R. 284; 91 Cr.App.R. 181, C.A.; *R. v. Reid* [1990] R.T.R. 276; 91 Cr.App.R. 263, C.A.

R. v. Lefroy (1873) L.R. 8 Q.B. 134, D.C. **Distinguished,** *Bodden v. Metropolitan Police Comr.* [1990] 2 Q.B. 397; [1990] 2 W.L.R. 76, C.A.

R. v. Lemon [1979] A.C. 617; [1979] 2 W.L.R. 281; [1979] 1 All E.R. 898, H.L.(E.). **Applied,** *R. v. Gibson* [1990] 2 Q.B. 619; [1990] 3 W.L.R. 595, C.A.

R. v. Lemon [1979] A.C. 617; [1979] 2 W.L.R. 281; [1979] 1 All E.R. 898, H.L.(E.). **Applied,** *R. v. Chief Metropolitan Stipendiary Magistrate, Ex parte Choudhury* [1990] 3 W.L.R. 986, D.C.

R. v. Liverpool City Justices, *Ex parte* Topping [1983] 1 W.L.R. 119; [1988] 1 All E.R. 990; 76 Cr.App.R. 170, D.C. **Applied,** *R. v. Mulvihill* [1990] 1 W.L.R. 438, C.A.

R. v. Liverpool Stipendiary Magistrate, *Ex parte* Ellison [1990] R.T.R. 220, 227, D.C. **Dicta of Bingham L.J. applied,** *R. v. Forest of Dean Justices, Ex parte Farley* [1990] R.T.R. 228, D.C.

R. v. London Quarter Sessions, *Ex parte* Westminster Corpn. [1951] 2 K.B. 508; [1951] 1 All E.R. 1032; 49 L.G.R. 643, D.C. **Applied,** *R. v. Southwark London Borough Council, Ex parte Watts* (1989) 88 L.G.R. 86, D.C. **Overruled,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

R. v. McCarthy [1964] 1 W.L.R. 196; [1964] 1 All E.R. 95, C.C A. **Applied,** *Mok Wei Tak v. The Queen* [1990] 2 A.C. 333; [1990] 2 W.L.R. 897, P.C.

R. v. McNamara (1988) 87 Cr.App.R. 246, C.A. **Distinguished,** *R. v. Bradish* [1990] 1 Q.B. 981; [1990] 2 W.L.R. 223, C.A.

R. v. Madigan [1983] R.T.R. 178; 75 Cr.App.R. 145, C.A. **Applied,** *R. v. Lamb (Charles)* [1990] R.T.R. 284; 91 Cr.App.R. 181, C.A.

R. v. Martin [1988] 1 W.L.R. 655; [1988] 3 All E.R. 440, C.A. **Distinguished,** *R. v. Iqbal* [1990] 1 W.L.R. 756, C.A.

R. v. Maxwell [1988] 1 W.L.R. 1265; [1990] 1 All E.R. 801; 88 Cr.App.R. 173, C.A. **Decision of the Court of Appeal (Criminal Division) affirmed** [1990] 1 W.L.R. 401, H.L.(E.)

R. v. Maxwell [1988] 1 W.L.R. 1265; [1990] 1 All E.R. 801; 88 Cr.App.R. 173, C.A. **Considered,** *R. v. Jeavons* [1990] R.T.R. 263; 91 Cr.App.R. 307, D.C.

R. v. Mayling [1963] 2 Q.B. 717; [1963] 2 W.L.R. 709; [1963] 1 All E.R. 687; 47 Cr.App.R. 102, C.C.A. **Distinguished,** *R. v. May* (1989) 91 Cr.App.R. 157, C.A.

R. v. Mearns [1990] 3 W.L.R. 569; 91 Cr.App.R. 312, C.A. **Applied,** *R. v. Savage* (1990) 91 Cr.App.R. 317, C.A.

R. v. Minors [1989] 1 W.L.R. 441; [1989] 2 All E.R. 208; 89 Cr.App.R. 102, C.A. **Applied,** *R. v. Spiby* (1990) 91 Cr.App.R. 186, C.A.

R. v. Morais (1988) 87 Cr.App.R. 9, 14, C.A. **Dictum of Lord Lane C.J. considered,** *R. v. Laming* (1989) 90 Cr.App.R. 450, C.A.

R. v. Morris (David) [1984] A.C. 320; [1983] 3 W.L.R. 697; [1983] 3 All E.R. 288; 77 Cr.App.R. 309, H.L.(E.). **Applied,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C. **Considered,** *R. v. Philippou* (1989) 89 Cr.App.R. 290, C.A.

R. v. Mowatt [1968] 1 Q.B. 421; [1967] 3 W.L.R. 1192; [1967] 3 All E.R. 47, C.A. **Applied,** *R. v. Savage* (1990) 91 Cr.App.R. 317, C.A.

R. v. Naudeer [1984] 3 All E.R. 1036; 80 Cr.App.R. 9, C.A. **Applied,** *R. v. Riley* (1989) 91 Cr.App.R. 208, C.A.

R. v. Navvabi [1986] 1 W.L.R. 1311; [1986] 3 All E.R. 102, C.A. **Considered,** *R. v. Governor of Pentonville Prison, Ex parte Osman* [1990] 1 W.L.R. 277, D.C.

R. v. Newham East Justices, *Ex parte* Hunt [1976] 1 W.L.R. 420; [1976] 1 All E.R. 839, D.C. **Approved,** *Sandwell Metropolitan Borough Council v. Bujok* [1990] 1 W.L.R. 1350, H.L.(E.)

R. v. Newland [1988] Q.B. 402; [1988] 2 W.L.R. 382; [1988] 2 All E.R. 891; 87 Cr.App.R. 118, C.A. **Applied,** *R. v. O'Reilly* (1989) 90 Cr.App.R. 40, C.A.

R. v. Oyesiku (1972) 56 Cr.App.R. 240, 245, C.A. **Dictum of Karminski L.J. applied,** *R. v. Beattie* (1989) 89 Cr.App.R. 302, C.A.

R. v. Parris (1988) 89 Cr.App.R. 68, C.A. **Considered,** *R. v. Dunford* (1990) 91 Cr.App.R. 150, C.A.

R. v. Pearce (1979) 69 Cr.App.R. 365, C.A. **Considered,** *R. v. Tooke* (1989) 90 Cr.App.R. 417, C.A.

R. v. Police Complaints Board, *Ex parte Madden* [1983] 1 W.L.R. 447; [1983] 2 All E.R. 353. **Considered,** *R. v. General Council of the Bar, Ex parte Percival* [1990] 3 W.L.R. 323, D.C.

R. v. Race Relations Board, *Ex parte* Selvarajan [1975] 1 W.L.R. 1686; [1976] 1 All E.R. 12, C.A. **Considered,** *R. v. General Council of the Bar, Ex parte Percival* [1990] 3 W.L.R. 323, D.C.

R. v. Reading Borough Council, *Ex parte* Egan (Note) [1990] R.T.R. 399, 404, D.C. **Dictum of Nolan J. not applied,** *Ghafoor v. Wakefield Metropolitan District Council* [1990] R.T.R. 389

R. v. Reid (1989) 91 Cr.App.R. 263, C.A. **Considered,** *R. v. Lamb (Charles)* (1990) 91 Cr.App.R. 181, C.A.

R. v. Rice [1963] 1 Q.B. 857, 867; [1963] 2 W.L.R. 585; [1963] 1 All E.R. 832; 47 Cr.App.R. 79, C.C.A. **Dictum of Winn J. applied,** *R. v. Phillipson* (1989) 91 Cr.App.R. 226, C.A.

R. v. Richardson [1971] 2 Q.B. 484; [1971] 2 W.L.R. 889; [1971] 2 All E.R. 773; 55 Cr.App.R. 244, C.A. **Applied,** *R. v. Da Silva* [1990] 1 W.L.R. 31, C.A.

R. v. Roberts (1987) 9 Cr.App.R.(S.) 152, C.A. **Applied,** *R. v. Davison (Donald)* [1990] 1 W.L.R. 940, C.A.

R. v. Roberts (William) (1985) 84 Cr.App.R. 117, C.A. **Applied,** *R. v. Price* (1989) 90 Cr.App.R. 409, C.A.

R. v. St. Albans Crown Court, *Ex parte* Cinnamond [1981] Q.B. 480; [1981] 2 W.L.R. 681; [1981] 1 All E.R. 802; [1981] R.T.R. 139, D.C. **Followed,** *R. v. Chelmsford Crown Court, Ex parte Birchall* [1990] R.T.R. 80, D.C.

R. v. Samuel [1988] Q.B. 615; [1988] 2 W.L.R. 920; [1988] 2 All E.R. 135; 87 Cr.App.R. 232, C.A. **Considered,** *R. v. Dunford* (1990) 91 Cr.App.R. 150, C.A.

R. v. Scarrott [1978] Q.B. 1016, 1022; [1977] 3 W.L.R. 629; [1978] 1 All E.R. 672; 65 Cr.App.R. 125, C.A. **Dicta of Scarman L.J. applied,** *R. v. Wilmot* (1989) 89 Cr.App.R. 341, C.A.

R. v. Secretary of State for the Environment, *Ex parte* Hammersmith and Fulham London Borough Council [1990] 3 W.L.R. 898, 930, C.A. **Decision of the Court of Appeal affirmed** [1990] 3 W.L.R. 898, H.L.(E.)

R. v. Secretary of State for the Environment, *Ex parte* Hood [1975] Q.B. 891; [1975] 3 W.L.R. 172; [1975] 3 All E.R. 243, C.A. **Considered,** *R. v. Secretary of State for the Environment, Ex parte Burrows* [1990] 3 W.L.R. 1070, C.A.

R. v. Secretary of State for the Environment, *Ex parte* Nottinghamshire County Council [1986] A.C. 240; [1986] 2 W.L.R. 1; [1986] 1 All E.R. 199, H.L.(E.). **Applied,** *R. v. Secretary of State for the Environment, Ex parte Hammersmith and Fulham London Borough Council* [1990] 3 W.L.R. 898, D.C., C.A. and H.L.(E.)

R. v. Secretary of State for the Home Department, *Ex parte* K. [1990] 1 W.L.R. 168. **Decision of McCullough J. affirmed** [1990] 3 W.L.R. 755, C.A.

R. v. Secretary of State for the Home Department, *Ex parte* Khan [1977] 1 W.L.R. 1466; [1977] 3 All E.R. 538, C.A. **Distinguished,** *R. v. Home Secretary, Ex parte Hiran Khan* [1990] 1 W.L.R. 798, C.A.

R. v. Secretary of State for the Home Department, *Ex parte* Khawaja [1984] A.C. 74; [1983] 2 W.L.R. 321; [1983] 1 All E.R. 765, H.L.(E.). **Applied,** *R. v. Wolverhampton Coroner, Ex parte McCurbin* [1990] 1 W.L.R. 719, C.A. **Distinguished,** *Ghafoor v. Wakefield Metropolitan District Council* [1990] R.T.R. 389

R. v. Secretary of State for the Home Department, *Ex parte* Malhi [1990] 2 W.L.R. 932, C.A. **Considered,** *R. v. Secretary of State for the Home Department, Ex parte Oladehinde* [1990] 2 W.L.R. 1195, C.A. **Approved,** *R. v. Secretary of State for the Home Department, Ex parte Oladehinde* [1990] 3 W.L.R. 797, H.L.(E.)

R. v. Secretary of State for the Home Department, *Ex parte* Oladehinde [1990] 2 W.L.R. 1195; [1990] 2 All E.R. 367. **Decision of the Court of Appeal affirmed** [1990] 3 W.L.R. 797, H.L.(E.)

R. v. Secretary of State for the Home Department, *Ex parte* Puttick [1981] Q.B. 767; [1981] 2 W.L.R. 440; [1981] 1 All E.R. 776, D.C. **Applied,** *R. v. Registrar General, Ex parte Smith* [1990] 2 Q.B. 253; [1990] 2 W.L.R. 980, D.C.

R. v. Secretary of State for the Home Department, *Ex parte* Rahim Miah [1990] 1 W.L.R. 806, C.A. **Followed,** *R. v. Secretary of State for the Home Department, Ex parte Hiran Khan* [1990] 1 W.L.R. 798, C.A.

R. v. Secretary of State for the Home Department, *Ex parte* Sattar [1988] Imm.A.R. 190, C.A. **Applied,** *R. v. Secretary of State for the Home Department, Ex parte Bagga* [1990] 3 W.L.R. 1013, C.A.

R. v. Secretary of State for Transport, *Ex parte* Factortame Ltd. (Case C 213/89) [1989] 2 C.M.L.R. 353, C.A. **Decision of the Court of Appeal reversed** [1990] 3 W.L.R. 818, H.L.(E.)

R. v. Slack [1989] Q.B. 775; [1989] 3 W.L.R. 513; [1989] 3 All E.R. 90, C.A. **Explained,** *R. v. Hyde* [1990] 3 W.L.R. 1115, C.A.

R. v. Slater [1986] 1 W.L.R. 1340; [1986] 3 All E.R. 786, C.A. **Explained,** *R. v. Colville-Scott* [1990] 1 W.L.R. 958, C.A.

R. v. Soffe (1982) 75 Cr.App.R. 133, C.A. **Considered,** *R. v. Laming* (1989) 90 Cr.App.R. 450, C.A.

R. v. Stevenage Borough Council, *Ex parte* Younas (Note) [1990] R.T.R. 405, 408, D.C. **Dictum of Pill J. not applied,** *Ghafoor v. Wakefield Metropolitan District Council* [1990] R.T.R. 389

R. v. Stewart (Angela) (1989) 89 Cr.App.R. 273, 277, C.A. **Dictum of McKinnon L.J. not applied,** *R. v. Maggs* [1990] R.T.R. 129; 91 Cr.App.R. 243, C.A.

R. v. Stratford-on-Avon District Council, *Ex parte* Jackson [1985] 1 W.L.R. 1319; [1985] 3 All E.R. 769, C.A. **Applied,** *R. v. Dairy Produce Quota Tribunal for England and Wales, Ex parte Caswell* [1990] 2 A.C. 738; [1990] 2 W.L.R. 1320, H.L.(E.)

R. v. Sunderland Juvenile Court, *Ex parte* G. (A Minor) [1988] 1 W.L.R. 398; [1988] 2 All E.R. 34, C.A. **Considered,** *Brown v. Matthews* [1990] Ch. 662; [1990] 2 W.L.R. 879, C.A.

R. v. Surrey Quarter Sessions, *Ex parte* Lilley [1951] 2 K.B. 749; [1951] 2 All E.R. 659, D.C. **Considered,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

R. v. Sutton (Terence) [1977] 1 W.L.R. 1086; [1977] 3 All E.R. 476; 66 Cr.App.R. 21, C.A. **Considered,** *R. v. Goss* (1989) 90 Cr.App.R. 400, C.A.

R. v. Sweet-Escott (1971) 55 Cr.App.R. 316, 320, C.A. **Dictum of Lawton L.J. applied,** *R. v. Funderburk* [1990] 1 W.L.R. 587, C.A.

R. v. Thompson [1962] 1 All E.R. 65, 66; 46 Cr.App.R. 72, C.A. **Dicta of Lord Parker C.J. applied,** *R. v. Chionye* (1899) 89 Cr.App.R. 285, C.A.

R. v. Thompson (Michael) [1984] 1 W.L.R. 962; [1984] 3 All E.R. 565; 79 Cr.App.R. 191, C.A. **Followed,** *R. v. Gent* (1989) 89 Cr.App.R. 247; [1990] 1 All E.R. 364, C.A.

R. v. Threlfall (1914) 10 Cr.App.R. 112, C.C.A. **Considered,** *R. v. Peach* [1990] 1 W.L.R. 976, C.A.

R. v. Tonner [1985] 1 W.L.R. 344; [1985] 1 All E.R. 807; 80 Cr.App.R. 170, C.A. **Considered,** *R. v. Levitz* (1989) 90 Cr.App.R. 33, C.A.

R. v. Toole (1867) 11 Cox C.C. 75, C.C.A. **Applied,** *R. v. Hancock* [1990] 2 Q.B. 242; [1990] 2 W.L.R. 640, C.A.

R. v. Uxbridge Justices, *Ex parte* Clark (Note) [1968] 2 All E.R. 992, D.C. **Applied,** *R. v. Waltham Forest Justices, Ex parte Barton* [1990] R.T.R. 49, D.C.

R. v. Venna [1976] Q.B. 421; [1975] 3 W.L.R. 737; [1957] 3 All E.R. 788, C.A. **Applied,** *R. v. Spratt* [1990] 1 W.L.R. 1073, C.A.

R. v. Wallwork (1958) 42 Cr.App.R. 153, 160, C.A. **Dictum of Lord Goddard C.J. applied,** *R. v. Wright* (1989) 90 Cr.App.R. 91, C.A. **Distinguished,** *R. v. Z* [1990] 2 Q.B. 355; [1990] 3 W.L.R. 113, C.A.

R. v. Waltham Forest London Borough Council, *Ex parte* Baxter [1988] Q.B. 419; [1988] 2 W.L.R. 257; [1987] 3 All E.R. 671, C.A. **Considered,** *Jones v. Swansea City Council* [1990] 1 W.L.R. 54, C.A.

R. v. Warner [1969] 2 A.C. 256; [1968] 2 W.L.R. 1303; [1968] 2 All E.R. 356, H.L.(E.). **Distinguished,** *R. v. Bradish* [1990] 1 Q.B. 981; [1990] 2 W.L.R. 223, C.A.

R. v. Watford Justices, *Ex parte* Director of Public Prosecutions (Note) [1990] R.T.R. 374, D.C. **Applied,** *R. v. Dorchester Justices, Ex parte Director of Public Prosecutions* [1990] R.T.R. 369, D.C.

R. v. West London Coroner, *Ex parte* Gray [1988] Q.B. 467, 477–478; [1987] 2 W.L.R. 1020; [1987] 2 All E.R. 129, D.C. **Dicta of Watkins L.J. approved,** *R. v. Wolverhampton Coroner, Ex parte McCurbin* [1990] 1 W.L.R. 719, C.A.

R. v. Weymouth Borough Council, *Ex parte* Teletax (Weymouth) Ltd. [1947] K.B. 583; [1947] 1 All E.R. 779, D.C. **Considered,** *R. v. Reading Borough Council, Ex parte Egan (Note)* [1990] R.T.R. 399

R. v. Wilborne (1982) 4 Cr.App.R.(S.) 163, C.A. **Considered,** *Attorney-General's Reference (No. 4 of 1989)* [1990] 1 W.L.R. 41, C.A.

R. v. Willoughby (1988) 88 Cr.App.R. 91, C.A. **Distinguished,** *R. v. McInnes* (1989) 90 Cr.App.R. 99, C.A.

R. v. Windsor Licensing Justices, *Ex parte* Hodes [1983] 1 W.L.R. 685; [1983] 2 All E.R. 551; C.A. **Considered,** *R. v. Birmingham City Council, Ex parte Sheptonhurst Ltd.* (1989) 87 L.G.R. 830; [1990] 1 All E.R. 1026, C.A.

R. v. Wright (1990) 90 Cr.App.R. 91, C.A. **Distinguished,** *R. v. Z* [1990] 2 Q.B. 355; [1990] 3 W.L.R. 113, C.A.

R. v. Yuthiwattana (1984) 80 Cr.App.R. 55, C.A. **Approved,** *R. v. Burke* [1990] 2 W.L.R. 1313, H.L.(E.)

R. & B. Customs Brokers Co. Ltd. v. United Dominions Trust Ltd. [1988] 1 W.L.R. 321; [1988] 1 All E.R. 847; [1988] R.T.R. 134, C.A. **Applied,** *Devlin v. Hall* [1990] R.T.R. 320, D.C.

Rafidain Bank v. Agom Universal Sugar Trading Co. Ltd. [1987] 1 W.L.R. 1606; [1987] 3 All E.R. 859, C.A. **Applied,** *Dubai Bank Ltd. v. Galadari (No. 2)* [1990] 1 W.L.R. 731, C.A.

Rakusen v. Ellis, Munday & Clarke [1912] 1 Ch. 831. **Applied,** *Lee (David) & Co. (Lincoln) Ltd. v. Coward Chance (a firm)* [1990] 3 W.L.R. 1278

Ramsay (W.T.) Ltd. v. Inland Revenue Comrs. [1982] A.C. 300; [1981] 2 W.L.R. 449; [1981] 1 All E.R. 865, H.L.(E.). **Applied,** *Moodie v. Inland Revenue Comrs.* [1990] 1 W.L.R. 1084

Rands v. Oldroyd [1959] 1 Q.B. 204; [1958] 3 W.L.R. 583; [1958] 3 All E.R. 344; 56 L.G.R. 429, D.C. **Considered,** *Bostock v. Kay* (1989) 87 L.G.R. 583, Jowitt J. and C.A.

Ransom v. Higgs [1974] 1 W.L.R. 1594; [1974] 3 All E.R. 949; 50 T.C. 1, H.L.(E.). **Applied,** *Inland Revenue Comrs. v. Aken* [1990] 1 W.L.R. 1374, C.A.

Ranson v. Ranson [1988] 1 W.L.R. 183, C.A. **Distinguished,** *Happe v. Happe* [1990] 1 W.L.R. 1282, C.A.

Rayner (J.H.) (Mincing Lane) Ltd. v. Department of Trade and Industry [1990] 2 A.C. 418; [1989] 3 W.L.R. 969; [1989] 3 All E.R. 523, H.L.(E.). **Applied,** *Arab Monetary Fund v. Hashim (No. 3)* [1990] 3 W.L.R. 139, Hoffmann J. and C.A.

Reardon Smith Line Ltd. v. Ministry of Agriculture Fisheries and Food [1963] A.C. 691; [1963] 2 W.L.R. 439; [1963] 1 All E.R. 545; [1963] 1 Lloyd's Rep. 12, H.L.(E.). **Applied,** *Vitol S.A. v. Phibro Energy A.G.* [1990] 2 Lloyd's Rep. 84

Reid v. Rush & Tompkins Group Plc. [1990] 1 W.L.R. 212; [1989] 3 All E.R. 228, C.A. **Applied,** *Van Oppen v. Clerk to the Bedford Charity Trustees* [1990] 1 W.L.R. 235, C.A.

Reincke v. Gray [1964] 1 W.L.R. 832; [1964] 2 All E.R. 687, C.A. **Applied,** *Watson v. Willmott* [1990] 3 W.L.R. 1103

Republic of Liberia v. Gulf Oceanic Inc. [1985] 1 Lloyd's Rep. 539, C.A. **Considered,** *Metal Scrap Trade Corpn. Ltd. v. Kate Shipping Co. Ltd.* [1990] 1 W.L.R. 115, H.L.(E.)

Rhesa Shipping Co. S.A. v. Edmunds [1985] 1 W.L.R. 948, 955–956; [1985] 2 All E.R. 712, H.L.(E.). **Dictum of Lord Brandon of Oakbrook applied,** *Carter v. Sheath* [1990] R.T.R. 12, C.A

Rickard v. P.B. Glass Supplies Ltd. [1990] I.C.R. 150, C.A. **Applied,** *Barlow v. Whittle (trading as Micro Management)* [1990] I.C.R. 270, E.A.T.

Rickards v. Rickards [1990] Fam. 194, 203; [1989] 3 W.L.R. 748; [1989] 3 All E.R. 193, C.A. **Dicta of Lord Donaldson of Lymington M.R. applied,** *Rakhit v. Carty* [1990] 2 Q.B. 315; [1990] 2 W.L.R. 1107, C.A.

Road Transport Industry Training Board v. Hales Containers Ltd. [1988] I.C.R. 640. **Decision of Kennedy J. affirmed** [1990] I.C.R. 116, C.A.

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Robson v. Hallett [1967] 2 Q.B. 939; [1967] 3 W.L.R. 28; [1967] 2 All E.R. 407; 51 Cr.App.R. 307, D.C. **Considered,** *McConnell v. Chief Constable of Greater Manchester Police* [1990] 1 W.L.R. 364, C.A.

Rolls v. Miller (1884) 27 Ch.D. 71, C.A. **Applied,** *C. & G. Homes Ltd. v. Secretary of State for Health* [1990] 1 W.L.R. 1272

Ronex Properties Ltd. v. John Laing Construction Ltd. [1983] Q.B. 398; [1982] 3 W.L.R. 875; [1982] 3 All E.R. 961, C.A. **Applied,** *Leicester Wholesale Fruit Market Ltd v. Grundy* [1990] 1 W.L.R. 107, C.A.

Rose v. Laskington Ltd. [1990] 1 Q.B. 562; [1989] 3 W.L.R. 873; [1989] 3 All E.R. 306, D.C. **Distinguished,** *Kennedy v. Bowater Containers Ltd.* [1990] 2 Q.B. 391; [1990] 2 W.L.R. 84

Rubinstein v. Secretary of State for the Environment (1989) 57 P. & C.R. 111. **Overruled,** *R. v. Secretary of State for the Environment, Ex parte Burrows* [1990] 3 W.L.R. 1070, C.A.

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St. Mary's, Banbury, *In re* [1987] Fam. 136; [1987] 3 W.L.R. 717; [1987] 1 All E.R. 247. **Considered,** *In re All Saints', Melbourn* [1990] 1 W.L.R. 833

St. Stephen's, Walbrook, *In re* [1987] Fam. 146; [1987] 3 W.L.R. 726; [1987] 2 All E.R. 578. **Considered,** *In re All Saints', Melbourn* [1990] 1 W.L.R. 833

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Salmon v. Duncombe (1886) 11 App.Cas. 627, P.C. **Applied,** *McMonagle v. Westminster City Council* [1990] 2 A.C. 716; [1990] 2 W.L.R. 823, H.L.(E.)

Sandwell Metropolitan Borough Council v. Bujok (1989) 88 L.G.R. 521, D.C. **Decision of the Divisional Court of the Queen's Bench Division affirmed** [1990] 1 W.L.R. 1350, H.L.(E.)

Saunders v. Edwards [1987] 1 W.L.R. 1116; [1987] 2 All E.R. 651, C.A. **Applied,** *Howard v. Shirlstar Container Transport Ltd.* [1990] 1 W.L.R. 1292, C.A. **Considered,** *Pitts v. Hunt* [1990] 3 W.L.R. 542, C.A.

Sauria and Trent, The [1957] 1 Lloyd's Rep. 396. **Applied,** *Asianac International Panama S.A. v. Transocean Ro-Ro Corpn.* [1990] 1 Lloyd's Rep. 150

Schafer v. Blyth [1920] 3 K.B. 140. **Considered,** *Mason v. Desnoes and Geddes Ltd.* [1990] 2 A.C. 729; [1990] 2 W.L.R. 1273, P.C.

Sharpley v. Manby [1942] 1 K.B. 217; [1942] 1 All E.R. 66, C.A. **Applied,** *Hastie & Jenkerson v. McMahon* [1990] 1 W.L.R. 1575, C.A.

Schering Chemicals Ltd. v. Falkman Ltd. [1982] Q.B. 1; [1981] 2 W.L.R. 848; [1981] 2 All E.R. 321, C.A. **Distinguished,** *Cambridge Nutrition Ltd. v. British Broadcasting Corpn.* [1990] 3 All E.R. 523, C.A.

Schiavo v. Anderton [1987] Q.B. 20; [1986] 3 W.L.R. 176; [1986] 3 All E.R. 10, D.C. **Considered,** *Murphy v. Director of Public Prosecutions* [1990] 1 W.L.R. 601, D.C.

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Scott v. The Queen [1989] A.C. 1242; [1989] 2 W.L.R. 924; [1989] 2 All E.R. 305, P.C. **Considered,** *R. v. Cole* [1990] 1 W.L.R. 866, C.A.

Scott Group Ltd. v. McFarlane [1978] N.Z.L.R. 553. **Considered,** *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

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Secretary of State for Education and Science v. Tameside Metropolitan Borough Council [1977] A.C. 1014; [1976] 3 W.L.R. 641; [1976] 3 All E.R. 665, H.L.(E.). **Distinguished,** *R. v. Secretary of State for the Environment, Ex parte Hammersmith and Fulham London Borough Council* [1990] 3 W.L.R. 898, D.C., C.A. and H.L.(E.)

Security Trust Co. v. Royal Bank of Canada [1976] A.C. 503; [1976] 2 W.L.R. 437; [1976] 1 All E.R. 381, P.C. **Applied,** *Abbey National Building Society v. Cann* [1990] 2 W.L.R. 832, H.L.(E.)

Sennar (No. 2), The [1985] 1 W.L.R. 490; [1985] 2 All E.R. 104, H.L.(E.) **Applied,** *Crown Estate Comrs. v. Dorset County Council* [1990] Ch. 297; [1990] 2 W.L.R. 89

Sergius Oebel (Case 155/80) [1981] E.C.R. 1993, E.C.J. **Applied,** *Torfaen Borough Council v. B. & Q. Plc. (Case 145/88)* [1990] 2 Q.B. 19; [1990] 2 W.L.R. 1330, E.C.J.

Shardlow v. Cotterell (1881) 26 Ch.D. 90. **Applied,** *Harewood v. Retese* [1990] 1 W.L.R. 333, P.C.

Sharp v. Wakefield [1891] A.C. 173, H.L.(E.). **Considered,** *R. v. Birmingham City Council, Ex parte Sheptonhurst Ltd.* (1989) 87 L.G.R. 830, C.A.

Shaw v. Director of Public Prosecutions [1962] A.C. 220; [1961] 2 W.L.R. 897; [1961] 1 All E.R. 330; [1961] 2 All E.R. 446, C.C.A. and H.L.(E.). **Applied,** *R. v. Gibson* [1990] 2 Q.B. 619; [1990] 3 W.L.R. 595, C.A.

Shaw v. Smith (1886) 18 Q.B.D. 193, C.A. **Applied,** *Douihech v. Findlay* [1990] 1 W.L.R. 269

Shearn, In the Goods of (1880) 29 W.R. 445; 43 L.T. 736. **Applied,** *In re White, decd.* [1990] 3 W.L.R. 187

Shearson Lehman Brothers Inc. v. Maclaine Watson & Co. Ltd. [1987] 1 W.L.R. 480; [1987] 2 All E.R. 181, C.A. **Considered,** *Schott Kem Ltd. v. Bentley* [1990] 3 W.L.R. 397, C.A.

Shearson Lehman Hutton Inc. v. Maclaine Watson & Co. Ltd. [1988] 1 W.L.R. 946. **Disapproved,** *Dolling-Baker v. Merrett* [1990] 1 W.L.R. 1205, C.A.

Sheffield Corpn. v. Luxford [1929] 2 K.B. 180, 183–184, D.C. **Dictum of Talbot J. applied,** *Da Costa v. The Queen* [1990] 2 A.C. 389; [1990] 2 W.L.R. 1182, P.C.

Shilton v. Wilmshurst [1989] 1 W.L.R. 179; [1988] S.T.C. 868. **Decision of Morritt J. affirmed** [1990] 1 W.L.R. 373, C.A.

Shirley, *Re* (1965) 49 D.L.R. (2d) 474. **Distinguished,** *Baird v. Baird* [1990] 2 A.C. 548; [1990] 2 W.L.R. 1412; [1990] I.C.R. 525, P.C.

Sidebotham, *In re* (1880) 14 Ch.D. 458, C.A. **Considered,** *Cook v. Southend Borough Council* [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

Sidnell v. Wilson [1966] 2 Q.B. 67; [1966] 2 W.L.R. 560; [1966] 1 All E.R. 681, C.A. **Overruled,** *Associated British Ports v. C. H. Bailey Plc.* [1990] 2 A.C. 703; [1990] 2 W.L.R. 812, H.L.(E.)

Simmons (as liquidator of Lionel Simmons Properties) v. Inland Revenue Comrs. [1980] 1 W.L.R. 1196; [1980] 2 All E.R. 798; 53 T.C. 461, H.L.(E.). **Considered,** *Kirkham v. Williams* (1989) T.C. Leaflet No. 3173

Sinclair-Jones v. Kay [1989] 1 W.L.R. 114; [1988] 2 All E.R. 611, C.A. **Not followed,** *Holden & Co. v. Crown Prosecution Service* [1990] 2 Q.B. 261; [1990] 2 W.L.R. 1137, C.A.

Slough Estates Ltd. v. Slough Borough Council (No. 2) [1971] A.C. 958, 962; [1970] 2 W.L.R. 1187; [1970] 2 All E.R. 216, H.L.(E.). **Dicta of Lord Reid considered,** *Wyre Forest District Council v. Secretary of State for the Environment* [1990] 2 A.C. 357; [1990] 2 W.L.R. 517, H.L.(E.)

Smith v. Eric S. Bush; Harris v. Wyre Forest District Council [1990] 1 A.C. 831; [1989] 2 W.L.R. 790; [1989] 2 All E.R. 514, H.L.(E.). **Applied,** *Al Saudi Banque v. Clarke Pixley (a firm)* [1990] Ch. 313; [1990] 2 W.L.R. 344; *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Smith v. Hand [1986] R.T.R. 265, D.C. **Explained,** *Director of Public Prosecutions v. Skinner* [1990] R.T.R. 254, D.C.

Smith v. Inner London Education Authority [1978] 1 All E.R. 411, C.A. **Applied,** *R. v. Secretary of State for Transport, Ex parte Factortame Ltd. (No. 2) (Case C 213/89)* [1990] 3 W.L.R. 818, H.L.(E.)

Smith v. Jenkins (1970) 44 A.L.J.R. 78. **Considered,** *Pitts v. Hunt* [1990] 3 W.L.R. 542, C.A.

Smith's Mortgage, *In re*; Harrison v. Edwards [1931] 2 Ch. 168. **Approved,** *Parker-Tweedale v. Dunbar Bank Plc. (No. 2)* [1990] 3 W.L.R. 780, C.A.

Sokratis Rokopoulos v. Esperia S.p.A. [1978] 1 Lloyd's Rep. 456. **Considered,** *Indian Oil Corpn. Ltd. v. Coastal (Bermuda) Ltd.* [1990] 2 Lloyd's Rep. 407

Solicitor, *In re* A [1961] Ch. 491; [1961] 2 W.L.R. 698; [1961] 2 All E.R. 321. **Doubted,** *Harrison v. Tew* [1990] 2 A.C. 523; [1990] 2 W.L.R. 210, H.L.(E.)

Solloway v. McLaughlin [1938] A.C. 247; [1938] 4 All E.R. 328, P.C. **Applied,** *BBMB Finance (Hong Kong) Ltd. v. Eda Holdings Ltd.* [1990] 1 W.L.R. 409, P.C.

Solomon (A Bankrupt), *In re*, *Ex parte* Trustee of the Property of the Bankrupt v. Solomon [1967] Ch. 573; [1967] 2 W.L.R. 172; [1966] 3 All E.R. 255. **Applied,** *In re Citro (A Bankrupt)* [1990] 3 W.L.R. 880, C.A.

Somchai Liangsiriprasert v. Government of the United States of America [1990] 1 H.K.L.R. 85. **Decision of the Court of Appeal of Hong Kong reversed in part** [1990] 3 W.L.R. 606, P.C.

Sotgiu v. Deutche Bundespost (Case 152/73) [1974] E.C.R. 153, E.C.J. **Considered,** *Berkeley Administration v. McClelland* [1990] 2 Q.B. 407; [1990] 2 W.L.R. 1021, C.A.

Soya G.m.b.H. Kommanditgesellschaft v. White [1983] 1 Lloyd's Rep. 122, H.L.(E.). **Considered,** *T.M. Noten B.V. v. Harding* [1989] 2 Lloyd's Rep. 527

Sparks v. The Queen [1964] A.C. 964; [1964] 2 W.L.R. 566; [1964] 1 All E.R. 727, P.C. **Applied,** *Bradford City Metropolitan Council v. K. (Minors)* [1990] Fam. 140; [1990] 2 W.L.R. 532

Sparrow v. Bradley [1985] R.T.R. 122, 127, D.C. **Dictum of Robert Goff L.J. applied,** *Denny v. Director of Public Prosecutions* [1990] R.T.R. 417, D.C.

Spence, decd., *In re* [1990] Ch. 197; [1989] 3 W.L.R. 834; [1989] 2 All E.R. 679. **Decision of Morritt J. affirmed** [1990] Ch. 652; [1990] 2 W.L.R. 1430, C.A.

Spiliada Maritime Corpn. v. Cansulex Ltd. [1987] A.C. 460; [1986] 3 W.L.R. 972; [1986] 3 All E.R. 843; [1990] 1 Lloyd's Rep. 1, H.L.(E.). **Applied,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.; *Cleveland Museum of Art v. Capricorn Art International S.A.* [1990] 2 Lloyd's Rep 166

Spittle v. Bunney [1988] 1 W.L.R. 847; [1988] 3 All E.R. 1031, C.A. **Considered,** *Corbett v. Barking, Havering and Brentwood Health Authority* [1990] 3 W.L.R. 1037, C.A.

Stanton (D.) & Sons Ltd. v. Webber [1973] R.T.R. 86, D.C. **Applied,** *Director of Public Prosecutions v. Anderson* [1990] R.T.R. 269, D.C.

State (Lynch) v. Cooney [1982] I.R. 337. **Considered,** *R. v. Secretary of State for the Home Department, Ex parte Brind* [1990] 2 W.L.R. 787, C.A.

Statue of Liberty, The [1968] 1 W.L.R. 739; [1968] 2 All E.R. 195. **Applied,** *R. v. Spiby* (1990) 91 Cr.App.R. 186, C.A.

Steele v. M'Kinlay (1880) 5 App.Cas. 754, H.L.(Sc.). **Applied,** *G. & H. Montage G.m.b.H. v. Irvani* [1990] 1 W.L.R. 667, C.A.

Stephenson v. Johnson [1954] 1 W.L.R. 375, 379; [1954] 1 All E.R. 369, D.C. **Dicta of Lord Goddard C.J. applied,** *Halls Construction Services Ltd. v. Director of Public Prosecutions* [1989] R.T.R. 399, D.C.

Stepney Borough Council v. Joffee [1949] 1 K.B. 599, 602–603; [1949] 1 All E.R. 256, D.C. **Dictum of Lord Goddard L.J. applied,** *Ghafoor v. Wakefield Metropolitan District Council* [1990] R.T.R. 389

Stevenson Jordan & Harrison Ltd. v. MacDonald & Evans [1952] 1 T.L.R. 101; [1952] W.N. 7, C.A. **Distinguished,** *Lee Ting Sang v. Chung Chi-Keung* [1990] 2 A.C. 374; [1990] 2 W.L.R. 1173; [1990] I.C.R. 409, P.C.

Stilk v. Myrick (1809) 2 Camp. 317. **Distinguished,** *Williams v. Roffey Bros. & Nicholls (Contractors) Ltd.* [1990] 2 W.L.R. 1153, C.A.

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Stone v. Yeovil Corpn. (1876) 1 C.P.D. 691. **Applied,** *McMonagle v. Westminster City Council* [1990] 2 A.C. 716; [1990] 2 W.L.R. 823, H.L.(E.)

Storer & Co. v. Johnson (1890) 15 App.Cas. 203, H.L.(E.). **Distinguished,** *Harrison v. Tew* [1990] 2 A.C. 523; [1990] 2 W.L.R. 210, H.L.(E.)

Street v. Mountford [1985] A.C. 809; [1985] 2 W.L.R. 877; [1985] 2 All E.R. 289, H.L.(E.). **Applied,** *Family Housing Association v. Jones* [1990] 1 W.L.R. 779, C.A.

Stringer v. Minister of Housing and Local Government [1970] 1 W.L.R. 1281; [1971] 1 All E.R. 65. **Considered,** *R. v. Exeter City Council, Ex parte J. L. Thomas & Co. Ltd.* [1990] 3 W.L.R. 100

Suffolk County Council v. Mason [1979] A.C. 705; [1979] 2 W.L.R. 571; [1979] 2 All E.R. 369; 77 L.G.R. 621, H.L.(E.). **Considered,** *R. v. Secretary of State for the Environment, Ex parte Burrows* [1990] 3 W.L.R. 1070, C.A.

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Sunderland Steamship P. and I. Association v. Gatoil International Inc. [1988] 1 Lloyd's Rep. 180. **Considered,** *Wakefield v. Outhwaite* [1990] 2 Lloyd's Rep. 157

Sutherland Shire Council v. Heyman (1985) 60 A.L.R. 1, 43–44. **Dicta of Brennan J. considered,** *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Suttill v. Graham [1977] 1 W.L.R. 819; [1977] 3 All E.R. 1117, C.A. **Applied,** *In re Gorman (A Bankrupt)* [1990] 1 W.L.R. 616, D.C.

Symbol Park Lane Ltd. v. Steggles Palmer [1965] 1 W.L.R. 668; [1985] 2 All E.R. 167, C.A. **Distinguished,** *Harrison v. Tew* [1990] 2 A.C. 523; [1990] 2 W.L.R. 210, H.L.(E.)

Sztejn v. J. Henry Schroder Banking Corpn. (1941) 31 N.Y.S. 2d 631. **Considered,** *Korea Industries Co. Ltd. v. Andoll Ltd.* [1990] 2 Lloyd's Rep. 183

Taff Vale Railway Co. v. Amalgamated Society of Railway Servants [1901] A.C. 426, H.L.(E.). **Considered,** *Irish Shipping Ltd. v. Commercial Union Assurance Co. Plc.* [1990] 2 W.L.R. 117, C.A.

Tai Hing Cotton Mill Ltd. v. Liu Chong Hing Bank Ltd. [1986] A.C. 80; [1985] 3 W.L.R. 317; [1985] 2 All E.R. 947, P.C. **Applied,** *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.; *Reid v. Rush & Tompkins Group Plc.* [1990] 1 W.L.R. 212; [1990] I.C.R. 61, C.A.

Tailby v. Official Receiver (1888) 13 App.Cas. 523, H.L.(E.). **Applied,** *Elders Pastoral Ltd. v. Bank of New Zealand (No. 2)* [1990] 1 W.L.R. 1478, P.C.

Takaro Properties Ltd. v. Rowling [1978] 2 N.Z.L.R. 314. **Approved,** *Kuwait Asia Bank E.C. v. National Mutual Life Nominees Ltd.* [1990] 3 W.L.R. 297, P.C.

Tarn v. Turner (1888) 39 Ch.D. 456, C.A. **Considered,** *Britannia Building Society v. Earl* [1990] 1 W.L.R. 422, C.A.

Tate v. Fullbrook [1908] 1 K.B. 821, 832–833, C.A. **Dictum of Farwell L.J. applied,** *Green v. Broadcasting Corpn. of New Zealand* [1989] 2 All E.R. 1056, P.C.

Tatham v. Huxtable (1950) 81 C.L.R. 639. **Considered,** *In re Beatty, decd.* [1990] 1 W.L.R. 1503

Taylor v. Good [1974] 1 W.L.R. 556; 49 T.C. 277, C.A. **Considered,** *Kirkham v. Williams* (1989) T.C. Leaflet No. 3173

Taylor v. Mead [1961] 1 W.L.R. 435; [1961] 1 All E.R. 626, D.C. **Considered,** *R. v. Formosa* [1990] 3 W.L.R. 1179, C.A.

Taylor v. Okey (1806) 13 Ves. Jun. 180. **Not followed,** *Hongkong and Shanghai Banking Corpn. v. Kloeckner & Co. A.G.* [1990] 2 Q.B. 514; [1990] 3 W.L.R. 634

Taylor v. Rajan [1974] R.T.R. 304, D.C. **Distinguished,** *Director of Public Prosecutions v. Barker* [1990] R.T.R. 1, D.C.

Teeside Times Ltd. v. Drury [1980] I.C.R. 338, C.A. **Considered,** *Macer v. Abafast Ltd.* [1990] I.C.R. 234, E.A.T.

Tennant v. Smith [1892] A.C. 150, H.L.(Sc.). **Distinguished,** *Glynn v. Comr. of Inland Revenue* [1990] 2 A.C. 298; [1990] 2 W.L.R. 633, P.C.

Thames Water Authority v. Elmbridge Borough Council [1983] Q.B. 570; [1983] 2 W.L.R. 743; [1983] 1 All E.R. 836, C.A. **Distinguished,** *Director of Public Prosecutions v. Hutchinson* [1990] 2 A.C. 783; [1990] 3 W.L.R. 196, H.L.(E.)

Thew (R. & T.) Ltd. v. Reeves (No. 2) (Note) [1982] Q.B. 1283, 1286; [1982] 3 W.L.R. 869; [1982] 3 All E.R. 1068, C.A. **Dictum of Lord Denning M.R. applied,** *Holden & Co. v. Crown Prosecution Service* [1990] 2 Q.B. 261; [1990] 2 W.L.R. 1137, C.A.

Thoday v. Thoday [1964] P. 181, 197; [1964] 2 W.L.R. 371; [1964] 1 All E.R. 341, C.A. **Dictum of Diplock L.J. applied,** *Thrasyvoulou v. Secretary of State for the Environment* [1990] 2 W.L.R. 1, H.L.(E.). **Applied,** *Crown Estate Comrs. v. Dorset County Council* [1990] Ch. 297; [1990] 2 W.L.R. 89

Thomas v. National Coal Board [1987] I.C.R. 757, E.A.T. **Considered,** *Ashmore v. British Coal Corpn.* [1990] 2 Q.B. 338; [1990] 2 W.L.R. 1437; [1990] I.C.R. 485, C.A.

Thomas v. T.A. Phillips Builders Ltd. (1985) 9 Con.L.R. 72. **Considered,** *Murphy v. Brentwood District Council* [1990] 2 W.L.R. 944, C.A.

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Thompson v. Brown [1981] 1 W.L.R. 744; [1981] 2 All E.R. 296, H.L.(E.) **Distinguished,** *Donovan v. Gwentoys Ltd.* [1990] 1 W.L.R. 472, H.L.(E.)

Thornley v. Clegg [1982] R.T.R. 405, D.C. **Applied,** *R. v. Swansea Crown Court, Ex parte Stacey* [1990] R.T.R. 183, D.C.

Thrasyvoulou v. Secretary of State for the Environment [1988] Q.B. 809; [1988] 3 W.L.R. 1; [1988] 2 All E.R. 781, C.A. **Decision of the Court of Appeal affirmed** [1990] 2 A.C. 273; [1990] 2 W.L.R. 1, H.L.(E.)

Timmerman's Graan-en Maahandel en Maalderij B.V. v. Sachs [1980] 1 Lloyd's Rep. 194. **Overruled,** *Comdel Commodities Ltd. v. Siporex Trade S.A. (No. 2)* [1990] 3 W.L.R. 1, H.L.(E.)

Torfaen Borough Council v. B. & Q. Plc. (Case 145/88) [1990] 2 Q.B. 19; [1990] 2 W.L.R. 1330; [1990] 1 All E.R. 129, E.C.J. **Applied,** *W.H. Smith Do-It-All Ltd. v. Peterborough City Council* [1990] 3 W.L.R. 1131, D.C. **Considered,** *Kirklees Metropolitan Borough Council v. Wickes Building Supplies Ltd.* [1990] 1 W.L.R. 1237

Tottenham Green Under Five's Centre v. Marshall [1989] I.C.R. 214, E.A.T. **Approved,** *Lambeth London Borough Council v. Commission for Racial Equality* [1990] I.C.R. 768, C.A.

Tradax Export S.A. v. Dorada Compania Naviera S.A. (The Lutetian) [1982] 2 Lloyd's Rep. 140. **Considered,** *Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd.* [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

Tradax Export S.A. v. Italgrani di Francesco Ambrosio [1986] 1 Lloyd's Rep. 1112, C.A. **Considered,** *Compagnie Commerciale Sucres et Denrées v. C. Czarnikow Ltd.* [1989] 2 Lloyd's Rep. 462, C.A.

Trimble v. Supertravel Ltd. [1982] I.C.R. 440, E.A.T. **Applied,** *Spring Grove Services Group Plc. v. Hickinbottom* [1990] I.C.R. 111, E.A.T.

Turley v. Allders Department Stores Ltd. [1980] I.C.R. 66, E.A.T. **Not followed,** *Webb v. Emo Air Cargo (U.K.) Ltd.* [1990] I.C.R. 442, E.A.T.

Turner v. Metro-Goldwyn-Mayer Pictures Ltd. [1950] 1 All E.R. 449, H.L.(E.). **Applied,** *Telnikoff v. Matusevitch* [1990] 3 W.L.R. 725, C.A.

Turner v. Turner [1984] Ch. 100; [1983] 3 W.L.R. 896; [1983] 2 All E.R. 745. **Distinguished,** *Mettoy Pension Trustees Ltd. v. Evans* [1990] 1 W.L.R. 1587

Twomax Ltd. v. Dickson, McFarlane & Robinson, 1982 S.C. 113. **Distinguished,** *Caparo Industries Plc. v. Dickman* [1990] 2 A.C. 605; [1990] 2 W.L.R. 358, H.L.(E.)

Twycross v. Grant (1877) 2 C.P.D. 469. **Considered,** *Naughton v. O'Callaghan* [1990] 3 All E.R. 237

Unione Stearinerie Lanza v. Weiner [1917] 2 K.B. 558, D.C. **Considered,** *Kirkawa Corpn. v. Gatoil Overseas Inc.* [1990] 1 Lloyd's Rep. 154

Universe Tankships Inc. of Monrovia v. International Transport Workers Federation [1983] 1 A.C. 366, 385; [1982] 2 W.L.R. 803; [1982] I.C.R. 262; [1982] 2 All E.R. 67; [1982] 1 Lloyd's Rep. 537, H.L.(E.). **Dictum of Lord Diplock applied,** *Dimskal Shipping Co. S.A. v. International Transport Workers Federation (No. 2)* [1990] I.C.R. 694; [1990] 1 Lloyd's Rep. 319, C.A.

Vadala v. Lawes (1890) 25 Q.B.D. 310, C.A. **Distinguished,** *House of Spring Gardens Ltd. v. Waite* [1990] 3 W.L.R. 347, C.A.

Van Oppen v. Clerk to the Bedford Charity Trustees [1989] 1 All E.R. 273. **Decision of Boreham J. affirmed** [1990] 1 W.L.R. 235, C.A.

Velox, The [1906] P. 263. **Considered,** *The M. Vatan* [1990] 1 Lloyd's Rep. 336

Vestey's (Baron) Settlement, *In re* [1951] Ch. 209; [1950] 2 All E.R. 891, C.A. **Considered,** *Mettoy Pension Trustees Ltd. v. Evans* [1990] 1 W.L.R. 1587

Vint v. Hudspith (1885) 29 Ch.D. 322, C.A. **Considered,** *Mason v. Desnoes and Geddes Ltd.* [1990] 2 A.C. 729; [1990] 2 W.L.R. 1273, P.C.

Vogel v. R. and A. Kohnstamm Ltd. [1973] Q.B. 133; [1971] 3 W.L.R. 537; [1971] 2 All E.R. 1428. **Applied,** *Adams v. Cape Industries Plc.* [1990] Ch. 433; [1990] 2 W.L.R. 657, Scott J. and C.A.

von Colson and Kamann v. Land Nordrhein-Westfalen (Case 14/83) [1984] E.C.R. 1891, E.C.J. **Considered,** *Marshall v. Southampton and South West Hampshire Health Authority (Teaching) (No. 2)* [1990] I.C.R. 6, E.A.T.

W. (A Minor) (Wardship: Jurisdiction), *In re* [1985] A.C. 791; [1985] 2 W.L.R. 892; [1985] 2 All E.R. 301, H.L.(E.). **Applied,** *In re W. (A Minor) (Adoption Agency: Wardship)* [1990] Fam. 156; [1990] 2 W.L.R. 1116

W. v. Egdell [1990] Ch. 339; [1989] 2 W.L.R. 689; [1989] 1 All E.R. 1089. **Decision of Scott J. affirmed** [1990] Ch. 339; [1990] 2 W.L.R. 471, C.A.

Wade v. Paget (1784) 1 Bro.C.C. 363. **Considered,** *Davis v. Richards & Wallington Industries Ltd.* [1990] 1 W.L.R. 1511

Wakefield City v. Cooke [1909] A.C. 31, H.L.(E.). **Considered,** *Crown Estate Comrs. v. Dorset County Council* [1990] Ch. 297; [1990] 2 W.L.R. 89

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Walton's Settlement, *In re* [1922] 2 Ch. 509. **Applied,** *Gibbon v. Mitchell* [1990] 1 W.L.R. 1304

Ward v. James [1966] 1 Q.B. 273; [1965] 2 W.L.R. 455; [1965] 1 All E.R. 563, C.A. **Followed,** *Abbassy v. Comr. of Police of the Metropolis* [1990] 1 W.L.R. 385, C.A.

Ward v. Weeks (1830) 7 Bing. 211. **Distinguished,** *Slipper v. British Broadcasting Corpn.* [1990] 3 W.L.R. 967, C.A.

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Warner v. Lambeth London Borough Council (1984) 15 H.L.R. 45, D.C. **Approved,** *Sandwell Metropolitan Borough Council v. Bujok* [1990] 1 W.L.R. 1350; 88 L.G.R. 521, D.C.

Watkins v. Kidson [1979] 1 W.L.R. 876; [1979] 2 All E.R. 1157; 53 T.C. 117, H.L.(E.). **Considered,** *Morgan v. Gibson* (1989) T.C. Leaflet No. 3188

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Weldon v. Home Office [1990] 3 W.L.R. 465, C.A. **Considered,** *R. v. Deputy Governor of Parkhurst Prison, Ex parte Hague* [1990] 3 W.L.R. 1210, D.C. and C.A.

Welsh Irish Ferries Ltd., *In re* [1986] Ch. 471; [1985] 3 W.L.R. 610; [1985] 2 Lloyd's Rep. 372. **Applied,** *Itex Itagrani Export S.A. v. Care Shipping Corpn.* [1990] 2 Lloyd's Rep. 316

West Midlands Passenger Transport Executive v. Jacquant Singh [1988] 1 W.L.R. 730; [1988] I.C.R. 614; [1988] 2 All E.R. 873, C.A. **Distinguished,** *Carrington v. Helix Lighting Ltd.* [1990] I.C.R. 125, E.A.T.

West Midlands Residuary Body v. Deebank [1989] I.C.R. 228, E.A.T. **Decision of the Employment Appeal Tribunal affirmed** [1990] I.C.R. 349, C.A.

West Sussex Constabulary's Widows, Children and Benevolent (1930) Fund Trusts, *In re* [1971] 1 Ch. 1; [1970] 2 W.L.R. 848; [1970] 1 All E.R. 544. **Considered,** *Davis v. Richards & Wallington Industries Ltd.* [1990] 1 W.L.R. 1511

Westminster Bank Ltd. v. Minister of Housing and Local Government [1971] A.C. 508; [1970] 2 W.L.R. 645; [1970] 1 All E.R. 734, H.L.(E.). **Applied,** *R. v. Exeter City Council, Ex parte J. L. Thomas & Co. Ltd.* [1990] 3 W.L.R. 100

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Weston v. Central Criminal Court Courts Administrator [1977] Q.B. 32; [1976] 3 W.L.R. 103; [1976] 2 All E.R. 875, C.A. **Applied,** *Holden & Co. v. Crown Prosecution Service* [1990] 2 Q.B. 261; [1990] 2 W.L.R. 1137, C.A.

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White v. Proudlock (Note) (1984) [1988] R.T.R. 163, D.C. **Considered,** *Davies v. Director of Public Prosecutions* [1989] R.T.R. 391, D.C.

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Williams v. Fawcett [1986] Q.B. 604; [1985] 1 W.L.R. 501; [1985] 1 All E.R. 787, C.A. **Considered,** *In re P. (Minors) (Custody: Order: Penal Notice)* [1990] 1 W.L.R. 613, C.A.

Williams v. Home Office (No. 2) [1981] 1 All E.R. 1211, 1224. **Considered,** *Weldon v. Home Office* [1990] 3 W.L.R. 465, C.A. **Dicta of Tudor Evans J. doubted,** *Middleweek v. Chief Constable of Merseyside (Note)* [1990] 3 W.L.R. 481, C.A.

Williams v. Roffey Bros. & Nicholls (Contractors) Ltd. [1990] 2 W.L.R. 1153; [1990] 1 All E.R. 512, C.A. **Applied,** *Anangel Atlas Compania Naviera S.A. v. Ishikawajima-Harima Heavy Industries Co. Ltd. (No. 2)* [1990] 2 Lloyd's Rep. 526

Williams v. Quebrada Railway, Land and Copper Co. [1895] 2 Ch. 751. **Considered,** *Derby & Co. Ltd. v. Weldon (No. 7)* [1990] 3 W.L.R. 1156

Wilsher v. Essex Area Health Authority [1987] Q.B. 730; [1987] 2 W.L.R. 425; [1986] 3 All E.R. 801, C.A. **Dictum of Mustill L.J. applied,** *Knight v. Home Office* [1990] 3 All E.R. 237

Wilson v. Liverpool Corpn. [1971] 1 W.L.R. 302; [1971] 1 All E.R. 628, C.A. **Considered,** *McCamley v. Cammell Laird Shipbuilders Ltd.* [1990] 1 W.L.R. 963, C.A.

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Winnik v. Dick, 1984 S.L.T. 185. **Applied,** *Pitts v. Hunt* [1990] 3 W.L.R. 542, C.A.

Woodhall (Alice), *Ex parte* (1888) 20 Q.B.D. 832, C.A. **Considered,** *R. v. Blandford Justices, Ex parte Pamment* [1990] 1 W.L.R. 1490, C.A.

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Wyre Forest District Council v. Secretary of State for the Environment (1989) 87 L.G.R. 464, C.A. **Decision of the Court of Appeal reversed** [1990] 2 A.C. 357; [1990] 2 W.L.R. 517, H.L.(E.)

X v. Y [1988] 2 All E.R. 648. **Applied,** *W. v. Egdell* [1990] Ch. 359; [1990] 2 W.L.R. 471, C.A.

X Ltd. v. Morgan-Grampian (Publishers) Ltd. [1990] 2 W.L.R. 421; [1990] 1 All E.R. 616, C.A. **Decision of the Court of Appeal affirmed in part** [1990] 2 W.L.R. 1000, H.L.(E.)

Yianni v. Edwin Evans & Sons [1982] Q.B. 438; [1981] 3 W.L.R. 843; [1981] 3 All E.R. 592. **Considered,** *Roberts v. J. Hampson and Co.* [1990] 1 W.L.R. 94

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Yuen Kun Yeu v. Attorney-General of Hong Kong [1988] A.C. 175; [1987] 3 W.L.R 776; [1987] 2 All E.R. 705, P.C. **Applied,** *Clough v. Bussan* [1990] 1 All E.R. 431; *Davis v. Radcliffe* [1990] 1 W.L.R. 821, P.C.

Yuri Manu, The and The Woron [1927] A.C. 906; 28 Ll.L.Rep. 221, P.C. **Distinguished,** *Gardner Smith Pty. Ltd. v. The Ship Tomoe 8* [1990] 2 Lloyd's Rep. 178

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1677 **Statute of Frauds** (29 Car. 2, c. 3)
s. 4: G. & H. Montage G.m.b.H. v. Irvani [1990 1 W.L.R. 667, C.A.

1688 **Bill of Rights**
art. 9: Rost v. Edwards [1990] 2 Q.B. 460; [1990] 2 W.L.R. 1280

1837 **Wills Act** (7 Will. 4 & 1 Vict. c. 26)
ss. 9, 21 (as substituted): *In re* White, decd. [1990] 3 W.L.R. 187
ss. 20, 21: *In re* Adams, decd. [1990] Ch. 601; [1990] 2 W.L.R. 924

1838 **Judgments Act** (1 & 2 Vict. c. 110)
ss. 17, 18: Legal Aid Board v. Russell [1990] 2 Q.B. 607; [1990] 3 W.L.R. 526, C.A.

1861 **Offences against the Persons Act** (24 & 25 Vict., c. 100)
s. 47: Director of Public Prosecutions v. K. (A Minor) [1990] 1 W.L.R. 1067, D.C.
Reg. v. Spratt [1990] 1 W.L.R. 1073, C.A.

1870 **Extradition Act** (36 & 37 Vict. c. 52)
ss. 9, 10: Reg. v. Governor of Pentonville Prison, *Ex parte* Sinclair [1990] 2 Q.B. 112; [1990] 2 W.L.R. 1248, D.C.

1882 **Bills of Exchange Act** (45 & 46 Vict. c. 61)
s. 72(3): G. & H. Montage G.m.b.H. v. Irvani [1990] 1 W.L.R. 667, C.A.

1890 **Inland Revenue Regulation Act** (53 & 54 Vict. c. 21)
ss. 1(2), 13: Inland Revenue Comrs. v. Nuttall [1990] 1 W.L.R. 631, C.A.

1892 **Military Lands Act** (55 & 56 Vict., c. 43)
s. 14(1): Director of Public Prosecutions v. Hutchinson [1990] 2 A.C. 783; [1990] 3 W.L.R. 196, H.L.(E.)

1906 **Marine Insurance Act** (6 Edw. 7, c. 41)
s. 33(3): Bank of Nova Scotia v. Hellenic Mutual War Risks Association (Bermuda) Ltd. [1990] 1 Q.B. 818; [1990] 2 W.L.R. 547, C.A.

1911 **Perjury Act** (1 & 2 Geo. 5, c. 6)
ss. 1(1), 13: Reg. v. Peach [1990] 1 W.L.R. 976, C.A.

1925 **Land Registration Act** (15 Geo. 5, c. 21)
ss. 20(1), 23(1), 70(1)(*g*): Abbey National Building Society v. Cann [1990] 2 W.L.R. 832, H.L.(E.)
ss. 20(1), 70(1)(*g*): Lloyds Bank Plc. v. Rosset [1990] 2 W.L.R. 867, H.L.(E.)
s. 58(3): *In re* Gorman (A Bankrupt) [1990] 1 W.L.R. 616, D.C.
Law of Property Act (15 & 16 Geo. 5, c. 20)
s. 30: *In re* Citro (A Bankrupt) [1990] 3 W.L.R. 880, C.A.

1933 **Children and Young Persons Act** (23 Geo. 5, c. 12)
s. 38(1) (as amended): Reg. v. Z [1990] 2 Q.B. 355; [1990] 3 W.L.R. 113, C.A.
Administration of Justice (Miscellaneous Provisions) Act (23 & 24 Geo. 5, c. 36)
s. 2(2)(*b*): Practice Direction (Crime: Voluntary Bills) [1990] 1 W.L.R. 1633, C.A.

1936 **Public Health Act** (26 Geo. 5 & 1 Edw. 8, c. 49)
ss. 61, 64: Richardson v. West Lindsey District Council [1990] 1 W.L.R. 522, C.A.
s. 64: Murphy v. Brentwood District Council [1990] 2 W.L.R. 944, C.A.
ss. 94(3), 99: Sandwell Metropolitan Borough Council v. Bujok [1990] 1 W.L.R. 1350, H.L.(E.)
s. 301: Cook v. Southend Borough Council [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.

1938 **Leasehold Property (Repairs) Act** (1 & 2 Geo. 6, c. 34)
s. 1(3)(5) (as amended): Associated British Ports v. C. H. Bailey Plc. [1990] 2 A.C. 703; [1990] 2 W.L.R. 812, H.L.(E.)

1945 **Law Reform (Contributory Negligence) Act** (8 & 9 Geo. 6, c. 28)
s. 1: Pitts v. Hunt [1990] 3 W.L.R. 542, C.A.

1949 **Patents Act** (12, 13 & 14 Geo. 6, c. 87)
s. 50(1): Thetford Corpn. v. Fiamma S.p.A. (Case 35/87) [1990] Ch. 168; [1990] 2 W.L.R. 1394, E.C.J.

1950 **Arbitration Act** (14 Geo. 6, c. 27)
s. 27: Comdel Commodities Ltd. v. Siporex Trade S.A. (No. 2) [1990] 3 W.L.R. 1, H.L.(E.)
Shops Act (14 Geo. 6, c. 28)
s. 47: Kirklees Metropolitan Borough Council v. Wickes Building Supplies Ltd. [1990] 1 W.L.R. 1237
W.H. Smith Do-It-All Ltd. v. Peterborough City Council [1990] 3 W.L.R. 1131, D.C.

1952 **Defamation Act** (c. 66)
s. 7(3): Kingshott v. Associated Kent Newspapers Ltd. [1990] 3 W.L.R. 675, C.A.

1955 **Army Act** (3 & 4 Eliz. 2, c. 18)
s. 203(1)(2): Happe v. Happe [1990] 1 W.L.R. 1282, C.A.

1959 **Coroners Act (Northern Ireland)** (7 & 8 Eliz. 2, c. 15)
s. 36(1)(*b*): McKerr v. Armagh Coroner [1990] 1 W.L.R. 649, H.L.(N.I.)
Obscene Publications Act (7 & 8 Eliz. 2, c. 66)
ss. 1(1), 2(4): Reg. v. Gibson [1990] 2 Q.B. 619; [1990] 3 W.L.R. 595, C.A.
1960 **Caravan Sites and Control of Development Act** (8 & 9 Eliz. 2, c. 62)
s. 29(1): Wyre Forest District Council v. Secretary of State for the Environment [1990] 2 A.C. 357; [1990] 2 W.L.R. 517, H.L.(E.)
Administration of Justice Act (8 & 9 Eliz. 2, c. 65)
s. 12(1)(*b*): P. v. Daily Post and Echo Newspapers Plc. [1990] 2 W.L.R. 494, C.A.
1961 **Finance Board Act** (9 & 10 Eliz. 2, c. 32)
ss. 1, 3, 8, 9: Davis v. Radcliffe [1990] 1 W.L.R. 821, P.C.
Land Compensation Act (9 & 10 Eliz. 2, c. 33)
s. 5(4): Hughes v. Doncaster Metropolitan Borough Council [1990] 1 W.L.R. 845, C.A.
Public Health Act (9 & 10 Eliz. 2, c. 64)
s. 4(6): Richardson v. West Lindsey District Council [1990] 1 W.L.R. 522, C.A.
1963 **London Government Act** (c. 33)
s. 1: Hazell v. Hammersmith and Fulham London Borough Council [1990] 2 Q.B. 697; [1990] 2 W.L.R. 17, D.C.; [1990] 2 Q.B. 697; [1990] 2 W.L.R. 1038, C.A.
1964 **Licensing Act** (c. 26)
s. 22(7): Reg. v. Bristol Crown Court, *Ex parte* Cooper [1990] 1 W.L.R. 1031, C.A.
1965 **Nuclear Installations Act** (c. 57)
s. 7(1): Merlin v. British Nuclear Fuels Plc. [1990] 2 Q.B. 557; [1990] 3 W.L.R. 383
Commons Registration Act (c. 64)
ss. 13, 22(1)(*b*): Hampshire County Council v. Milburn [1990] 2 W.L.R. 1240, H.L.(E.)
1967 **Marine, etc., Broadcasting (Offences) Act** (c. 41)
ss. 3(2), 5: Reg. v. Murray (Nicholas) [1990] 1 W.L.R. 1360, C.A.
Criminal Law Act (c. 58)
s. 6(3): Reg. v. Mearns [1990] 3 W.L.R. 569, C.A.
Fugitive Offenders Act (c. 68)
ss. 5, 7(5), 8, 11(1)(*b*): Reg. v. Governor of Pentonville Prison, *Ex parte* Osman [1990] 1 W.L.R. 277, D.C.
1968 **Criminal Appeal Act** (c. 19)
ss. 9, 50(1): Reg. v. Johnson [1990] 3 W.L.R. 745, C.A.
1968 **Firearms Act** (c. 27)
s. 5(1)(*b*): Reg. v. Formosa [1990] 3 W.L.R. 1179, C.A.
Firearms Act (c. 27)
s. 5(1)(*b*): Reg. v. Bradish [1990] 1 Q.B. 981; [1990] 2 W.L.R. 223, C.A.
Theft Act (c. 60)
s. 3(1): Reg. v. Governor of Pentonville Prison, *Ex parte* Osman [1990] 1 W.L.R. 277, D.C.
s. 17(1)(*a*)(2): Reg. v. Shama [1990] 1 W.L.R. 661, C.A.
1970 **Taxes Management Act** (c. 9)
ss. 1(1), 54: Inland Revenue Comrs. v. Nuttall [1990] 1 W.L.R. 631, C.A.
ss. 46(2), 54(1), 68(1): Inland Revenue Comrs. v. Aken [1990] 1 W.L.R. 1374, C.A.
Income and Corporation Taxes Act (c. 10)
s. 52(1): Moodie v. Inland Revenue Comrs. [1990] 1 W.L.R. 1084
s. 109: Inland Revenue Comrs. v. Aken [1990] 1 W.L.R. 1374, C.A.
s. 181(1): Shilton v. Wilmshurst [1990] 1 W.L.R. 373, C.A.
s. 343(1A) (as inserted and as amended): Reg. v. Inland Revenue Comrs. *Ex parte* Woolwich Equitable Building Society [1990] 1 W.L.R. 1400, H.L.(E.)
Administration of Justice Act (c. 31)
ss. 36(1), 39(1): Britannia Building Society v. Earl [1990] 1 W.L.R. 422, C.A.
Equal Pay Act (c. 41)
s. 1(2)(*c*) (as amended): Dibro Ltd. v. Hore [1990] I.C.R. 370, E.A.T.
s. 1(2)(6) (as amended): Barclays Bank Plc. v. James [1990] I.C.R. 333, E.A.T.
1971 **Animals Act** (c. 22)
s. 2(2): Curtis v. Betts [1990] 1 W.L.R. 459, C.A.
Immigration Act (c. 77)
ss. 3(1)(*b*), 4(1), 8(3), 19(3), Sch. 2, para. 6(1) (as amended): Reg. v. Secretary of State for the Home Department, *Ex parte* Bagga [1990] 3 W.L.R. 1013, C.A.
ss. 3(4), 33(1)(2)(2A) (as inserted): Reg. v. Secretary for the Home Department, *Ex parte* Rahim Miah (Note) [1990] 1 W.L.R. 806, C.A.
s. 3(5)(*a*) (as amended): Reg. v. Secretary of State for the Home Department, *Ex parte* Oladehinde [1990] 2 W.L.R. 1195, C.A.; [1990] 3 W.L.R. 797, H.L.(E.)
s. 13(1): Reg. v. Immigration Appeal Tribunal, *Ex parte* Secretary of State for the Home Department [1990] 1 W.L.R. 1126, C.A.
s. 15(1): Reg. v. Secretary of State for the Home Department, *Ex parte* Malhi [1990] 2 W.L.R. 932, C.A.

1971 **Immigration Act**—*continued*
ss. 26(1)(*c*), 33(1): Reg. v. Secretary of State for the Home Department, *Ex parte* Hiran Khan [1990] 1 W.L.R. 798, C.A.
Town and Country Planning Act (c. 78)
s. 29(1): London Residuary Body v. Lambeth London Borough Council [1990] 1 W.L.R. 744, H.L.(E.)
ss. 29(1), 51(1): Reg. v. Exeter City Council, *Ex parte* J. L. Thomas & Co. Ltd. [1990] 3 W.L.R. 100
ss. 36, 88 (as amended): Thrasyvoulou v. Secretary of State for the Environment [1990] 2 A.C. 273; [1990] 2 W.L.R. 1, H.L.(E.)
ss. 60(6), 102(1) (as amended): Reg. v. Alath Construction Ltd. [1990] 1 W.L.R. 1255, C.A.
1972 **Road Traffic Act** (c. 20)
s. 148(3): Pitts v. Hunt [1990] 3 W.L.R. 542, C.A.
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s. 2(1)(4): Reg. v. Secretary of State for Transport, *Ex parte* Factortame Ltd. (No. 2) (Case C 213/89) [1990] 3 W.L.R. 818, E.C.J. and H.L.(E.)
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s. 111, Sch. 13, para. 16 (as substituted): Hazell v. Hammersmith and Fulham London Borough Council [1990] 2 Q.B. 697; [1990] 2 W.L.R. 17, D.C.
s. 111(1): Reg. v. Richmond Upon Thames London Borough Council, *Ex parte* McCarthy & Stone (Developments) Ltd. [1990] 2 W.L.R. 1294, C.A.
s. 222: Kirklees Metropolitan Borough Council v. Wickes Building Supplies Ltd. [1990] 1 W.L.R. 1237
Sch. 12, para. 39(2): Reg. v. Bradford City Metropolitan Council, *Ex parte* Corris [1990] 2 Q.B. 363; [1990] 2 W.L.R. 247, C.A.
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1973 **Fair Trading Act** (c. 41)
s. 42: Director General of Fair Trading v. Stuart [1990] 1 W.L.R. 1500, C.A.
Powers of Criminal Courts Act (c. 62)
s. 43(1)(3): Reg. v. Colville-Scott [1990] 1 W.L.R. 958, C.A.
1974 **Legal Aid Act** (c. 4)
s. 8(1)(*e*): Richardson v. West Lindsey District Council [1990] 1 W.L.R. 522, C.A.
Juries Act (c. 23)
s. 9(2): Reg. v. Guildford Crown Court, *Ex parte* Siderfin [1990] 2 Q.B. 683; [1990] 2 W.L.R. 152, D.C.
Health and Safety at Work etc. Act (c. 37)
s. 4(2): Austin Rover Group Ltd. v. Her Majesty's Inspector of Factories [1990] I.C.R. 133, H.L.(E.)
1974 **Solicitors Act** (c. 47)
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Solicitors Act (c. 47)
s. 70(4): Harrison v. Tew [1990] 2 A.C. 523; [1990] 2 W.L.R. 210, H.L.(E.)
1975 **Arbitration Act** (c. 3)
s. 1: Metal Scrap Trade Corpn. Ltd. v. Kate Shipping Co. Ltd. [1990] 1 W.L.R. 115, H.L.(E.)
Banking Act (c. 9)
s. 3: Davis v. Radcliffe [1990] 1 W.L.R. 821, P.C.
Social Security Act (c. 14)
s. 27(1): James v. Eastleigh Borough Council [1990] I.C.R. 554, H.L.(E.)
Inheritance (Provision for Family and Dependants) Act (c. 63)
ss. 1(1)(*c*), 3: *In re* Collins, decd. [1990] Fam. 56; [1990] 2 W.L.R. 161
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s. 1(1)(*a*): Webb v. Emo Air Cargo (U.K.) Ltd. [1990] I.C.R. 442, E.A.T.
ss. 1(1)(*a*), 6(2)(*b*): Barclays Bank Plc. v. James [1990] I.C.R. 333, E.A.T.
ss. 1(1)(*a*), 6(2)(*b*)(4): Finnegan v. Clowney Youth Traning Programme Ltd. [1990] 2 W.L.R. 1305; [1990] I.C.R. 462, H.L.(N.I.)
s. 1(1)(*a*)(*b*): James v. Eastleigh Borough Council [1990] I.C.R. 554, H.L.(E.)
s. 3(1)(*b*)(ii): Training Commission v. Jackson [1990] I.C.R. 222, E.A.T.
s. 6: Baker v. Cornwall County Council [1990] I.C.R. 452, C.A.
s. 6(4): Barber v. Guardian Royal Exchange Assurance Group (Case C 262/88) [1990] I.C.R. 616, E.C.J.
s. 41(1)(3): Enterprise Glass Co. Ltd. v. Miles [1990] I.C.R. 787, E.A.T.
ss. 65, 66: Marshall v. Southampton and South West Hampshire Health Authority (Teaching) (No. 2) [1990] I.C.R. 6, E.A.T.
1975 **Employment Protection Act** (c. 71)
ss. 99, 101: Sovereign Distribution Services Ltd. v. Transport and General Workers' Union [1990] I.C.R. 31, E.A.T.

1976 Children Act (c. 72)
s. 8, Sch. 1, para. 3(1) Watson v. Willmott [1990] 3 W.L.R. 1103
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1976 Fatal Accidents Act (c. 30)
s. 1(2): Watson v. Willmott [1990] 3 W.L.R. 1103
s. 3(1): Corbett v. Barking, Havering and Brentwood Health Authority [1990] 3 W.L.R. 1037, C.A.
ss. 3(1), 4 (as substituted): Pidduck v. Eastern Scottish Omnibuses Ltd. [1990] 1 W.L.R. 993, C.A.
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s. 1(1): *In re* Spence, decd. [1990] Ch. 652; [1990] 2 W.L.R. 1430, C.A.
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s. 12(6): *In re* F. (A Minor) (Adoption Order: Injunction) [1990] Fam. 189; [1990] 3 W.L.R. 505
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ss. 44(1), 67(3) (as amended): Rakhit v. Carty [1990] 2 Q.B. 315; [1990] 2 W.L.R. 1107, C.A.
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s. 1(1)(2)(3): Reg. v. Kemble [1990] 1 W.L.R. 1111, C.A.
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s. 5, Sch. 1: Cook v. Southend Borough Council [1990] 2 Q.B. 1; [1990] 2 W.L.R. 61, C.A.
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ss. 1, 11(1)(2) (as amended): Eagland v. British Telecommunications Plc. [1990] I.C.R. 248, E.A.T.
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ss. 33, 45(1) (as amended): F. W. Woolworths Plc. v. Smith [1990] I.C.R. 45, E.A.T.
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s. 69(2)(5), 71(2): Mabirizi v. National Hospital for Nervous Diseases [1990] I.C.R. 281, E.A.T.
s. 74(1): James W. Cook & Co. (Wivenhoe) Ltd. v. Tipper [1990] I.C.R. 716, C.A.
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s. 1(3)(*b*): Ipswich Borough Council v. Fisons Plc. [1990] Ch. 709; [1990] 2 W.L.R. 108, C.A.
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s. 1(3) (as amended): Reg. v. Secretary of State for the Environment, *Ex parte* Rose Theatre Trust Co. [1990] 1 Q.B. 504; [1990] 2 W.L.R. 186
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1980 **Magistrates' Courts Act** (c. 43)
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1981 **Criminal Attempts Act** (c. 47)
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s. 88(1): Bristol Airport Plc. v. Powdrill [1990] Ch. 744; [1990] 2 W.L.R. 1362, C.A.
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s. 459: Practice Direction (Companies Court: Contributory's Petition) [1990] 1 W.L.R. 490
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s. 3(2): Reg. v. Stafford Justices, *Ex parte* Customs and Excise Comrs. [1990] 3 W.L.R. 656, D.C.
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STATUTORY INSTRUMENTS, ETC., JUDICIALLY CONSIDERED

R.S.C.

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